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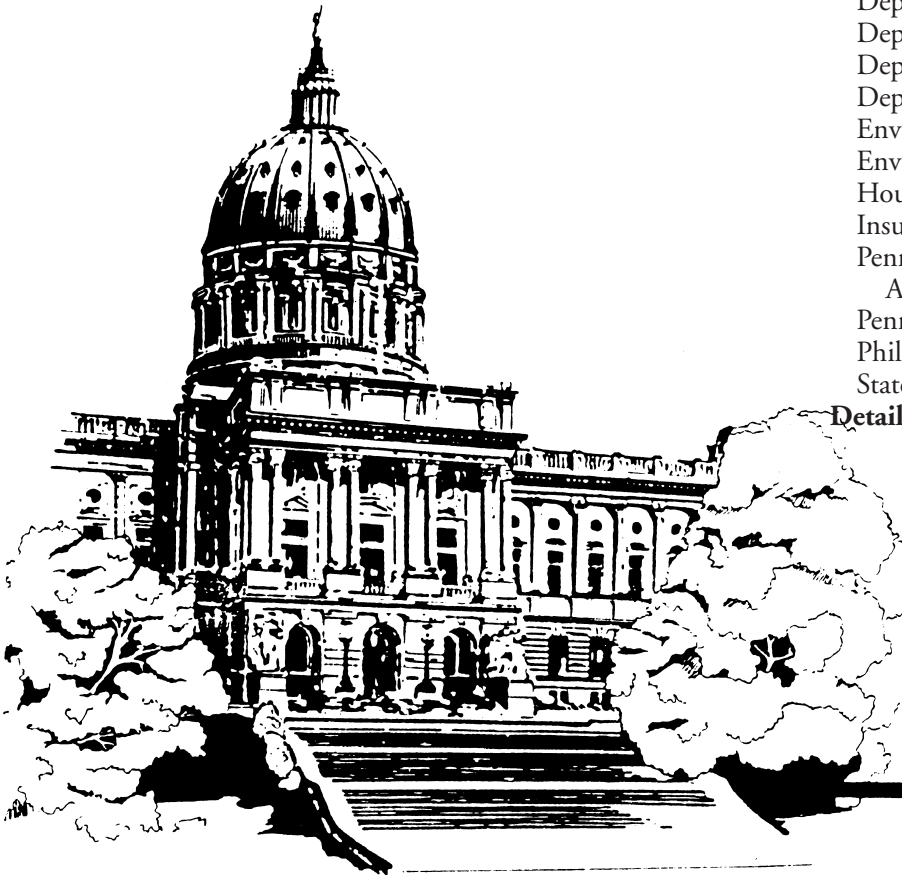
# PENNSYLVANIA BULLETIN

Volume 42  
Saturday, December 8, 2012 • Harrisburg, PA  
Pages 7395—7508

## Agencies in this issue

The Courts  
Board of Coal Mine Safety  
Department of Agriculture  
Department of Banking and Securities  
Department of Community and Economic  
Development  
Department of Environmental Protection  
Department of Labor and Industry  
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Housing Finance Agency  
Insurance Department  
Pennsylvania Intergovernmental Cooperation  
Authority  
Pennsylvania Public Utility Commission  
Philadelphia Regional Port Authority  
State Employees' Retirement Board

**Detailed list of contents appears inside.**



**Latest Pennsylvania Code Reporters  
(Master Transmittal Sheets):**

**No. 457, December 2012**

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# READER'S GUIDE TO THE PENNSYLVANIA BULLETIN AND PENNSYLVANIA CODE

## *Pennsylvania Bulletin*

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published every week and includes a table of contents. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. First, it is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, repeal or emergency action must be published in the *Pennsylvania Bulletin*. Further, agencies proposing changes to the codified text do so in the *Pennsylvania Bulletin*.

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Pennsylvania Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

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### **Adoption, Amendment or Repeal of Regulations**

Generally an agency wishing to adopt, amend or repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances when the agency may omit the proposal step; it still must publish the adopted version.

The Notice of Proposed Rulemaking contains the full text of the change, the agency contact person, a fiscal note required by law and background for the action.

The agency then allows sufficient time for public comment before taking final action. An adopted proposal must be published in the *Pennsylvania Bulletin* before it can take effect. If the agency

wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, it must repropose.

### **Citation to the *Pennsylvania Bulletin***

Cite material in the *Pennsylvania Bulletin* by volume number, a page number and date. Example: Volume 1, *Pennsylvania Bulletin*, page 801, January 9, 1971 (short form: 1 Pa.B. 801 (January 9, 1971)).

### ***Pennsylvania Code***

The *Pennsylvania Code* is the official codification of rules and regulations issued by Commonwealth agencies and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes as soon as they occur. These changes are then permanently codified by the *Pennsylvania Code Reporter*, a monthly, loose-leaf supplement.

The *Pennsylvania Code* is cited by title number and section number. Example: Title 10 *Pennsylvania Code*, § 1.1 (short form: 10 Pa.Code § 1.1).

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government. Title 1 *Pennsylvania Code* lists every agency and its corresponding *Code* title location.

### **How to Find Documents**

Search for your area of interest in the *Pennsylvania Code*. The *Pennsylvania Code* is available at [www.pacode.com](http://www.pacode.com).

Source Notes give you the history of the documents. To see if there have been recent changes, not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

A chronological table of the history of *Pennsylvania Code* sections may be found at [www.legis.state.pa.us](http://www.legis.state.pa.us).

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Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised; and that the fiscal note shall provide the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the five succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the five succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The required information is published in the foregoing order immediately following the proposed change to which it relates; the omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years; in that order, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years, in that order. In item (8) the recommendation, if any, made by the Secretary of Budget is published with the fiscal note. See 4 Pa. Code § 7.231 *et seq.* Where “no fiscal impact” is published, the statement means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended.

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# List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2012.

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# THE COURTS

## Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

### PART VII. ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS

[ 204 PA. CODE CH. 211 ]

#### Judicial Salaries

#### Annex A

### TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

#### PART VII. ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS

#### CHAPTER 211. CONSUMER PRICE INDEX AND JUDICIAL SALARIES

##### § 211.1a. Consumer Price Index—judicial salaries.

The Court Administrator of Pennsylvania reports that the percentage change in the Philadelphia-Wilmington-Atlantic City, PA-NJ-DE-MD, Consumer Price Index for All Urban Consumers (CPI-U) for the 12-month period ending October 2012, was 2.2 percent (2.2%). (See U.S. Department of Labor, Bureau of Labor Statistics, Consumer Price Index, Thursday, November 15, 2012).

##### § 211.2. Judicial salaries effective January 1, 2013.

The annual judicial salaries for calendar year beginning January 1, 2013 will be adjusted by a cost-of-living factor as follows:

##### (a) *Supreme Court.*

(1) The annual salary of a justice of the Supreme Court shall be \$199,606.

(2) The annual salary of the Chief Justice of the Supreme Court shall be \$205,415.

##### (b) *Superior Court.*

(1) The annual salary of a judge of the Superior Court shall be \$188,337.

(2) The annual salary of the President Judge of the Superior Court shall be \$194,145.

##### (c) *Commonwealth Court.*

(1) The annual salary of a judge of the Commonwealth Court shall be \$188,337.

(2) The annual salary of the President Judge of the Commonwealth Court shall be \$194,145.

##### (d) *Courts of common pleas.*

(1) The annual salary of a judge of the court of common pleas shall be \$173,271.

(2) The annual salary of the President Judges of the Court of Common Pleas shall be in accordance with the following schedule:

(i) Allegheny County, \$176,175.

(ii) Philadelphia County, \$176,756.

(iii) Judicial districts having six or more judges, \$174,781.

(iv) Judicial districts having one to five judges, \$174,026.

(v) Administrative judges of the divisions of the Court of Common Pleas of Philadelphia County with divisions of six or more judges, \$174,781.

(vi) Administrative judges of the divisions of the Court of Common Pleas of Philadelphia County with divisions of five or less judges, \$174,026.

(vii) Administrative judges of the divisions of the Court of Common Pleas of Allegheny County with divisions of six or more judges, \$174,781.

(viii) Administrative judges of the divisions of the Court of Common Pleas of Allegheny County with divisions of five or less judges, \$174,026.

##### (e) *Philadelphia Municipal Court.*

(1) The annual salary of a judge of the Philadelphia Municipal Court shall be \$169,261.

(2) The annual salary of the President Judge of the Philadelphia Municipal Court shall be \$171,876.

##### (f) *Philadelphia Traffic Court.*

(1) The annual salary of a judge of the Philadelphia Traffic Court shall be \$91,052.

(2) The annual salary of the President Judge of the Philadelphia Traffic Court shall be \$91,807.

(g) *Magisterial district judge.* The annual salary of a magisterial district judge shall be \$86,639.

(h) *Senior judges.* The compensation of the senior judges pursuant to 42 Pa.C.S. § 4121 (relating to assignment of judges) shall be \$534 per day. In any calendar year the amount of compensation which a senior judge shall be permitted to earn as a senior judge shall not when added to retirement income paid by the Commonwealth for such senior judge exceed the compensation payable by the Commonwealth to a judge then in regular active service on the court from which said senior judge retired. A senior judge who so elects may serve without being paid all or any portion of the compensation provided by this section.

[Pa.B. Doc. No. 12-2380. Filed for public inspection December 7, 2012, 9:00 a.m.]

## Title 231—RULES OF CIVIL PROCEDURE

### PART I. GENERAL

[231 PA. CODE CH. 1910]

#### Amendments to the Rules of Civil Procedure Relating to Domestic Relations Matters; Recommendation 123

The Domestic Relations Procedural Rules Committee is planning to recommend that the Supreme Court of Pennsylvania amend the Rules of Civil Procedure relating to domestic relations matters as set forth herein. This proposal has not been submitted for review by the Supreme Court of Pennsylvania.

Notes and explanatory comments which appear with proposed amendments have been inserted by the committee for the convenience of those using the rules. Reports, notes and comments will not constitute part of the rules and will not be officially adopted or promulgated by the Supreme Court.

The committee solicits and welcomes comments and suggestions from all interested persons prior to submission of this proposal to the Supreme Court of Pennsylvania. Please submit written comments no later than Friday, February 1, 2013 directed to:

Patricia A. Miles, Esquire  
Counsel, Domestic Relations Procedural Rules Committee  
Pennsylvania Judicial Center  
601 Commonwealth Avenue, Suite 6200  
P. O. Box 62635  
Harrisburg, PA 17106-2635  
Fax: 717 231-9531  
E-mail: domesticrules@pacourts.us

Deleted material is bold and [bracketed]. New material is bold.

*By the Domestic Relations  
Procedural Rules Committee*

CAROL S. MILLS MCCARTHY,  
*Chair*

#### Annex A

### TITLE 231. RULES OF CIVIL PROCEDURE

#### PART I. GENERAL

#### CHAPTER 1910. ACTIONS FOR SUPPORT

#### Rule 1910.16-2. Support Guidelines. Calculation of Net Income.

Generally, the amount of support to be awarded is based upon the parties' monthly net income.

\* \* \* \* \*

(b) *Treatment of Public Assistance, SSI Benefits, Social Security Payments to a Child Due to a Parent's Death, Disability or Retirement and Foster Care Payments.*

\* \* \* \* \*

(2) [ ***Social Security Payments for a Child.*** If a child for whom support is sought is receiving Social Security benefits as a result of a parent's retirement, death or disability, the benefits the child receives shall be added to the combined monthly net incomes of the obligor and the obligee to calculate the income available for support on the vertical axis of the basic child support schedule set forth in Rule 1910.16-3. The presumptive amount of support as set forth on the schedule at the combined income of the obligee, obligor and child's benefits shall then be reduced by the amount of the child's benefits before apportioning the remaining support obligation between the parties pursuant to Rule 1910.16-4. This calculation presumes that the primary custodial parent, or the shared custodial parent who is the obligee, is receiving the child's benefits. In cases in which the obligor is receiving the child's benefits, the amount of the child's benefit shall be added to the obligor's income and support shall be calculated as in any other case without deduction of the amount of the benefit from the presumptive amount of support set forth in the basic support schedule. For purposes of determining the support obligation of a surviving parent when the child is receiving benefits as the

result of the other parent's death, the income of a non-parent obligee who is caring for a child but has no support obligation to that child shall include only those funds the obligee is receiving on behalf of the child. ]

#### *Social Security Derivative Benefits for a Child.*

(A) This subdivision (A) shall be applied if a child for whom support is sought is receiving Social Security derivative benefits as a result of either parent's retirement or disability. If a child for whom support is sought is receiving Social Security benefits as a result of a parent's retirement or disability, the amount of the benefit shall be added to the income of the party receiving the benefit on behalf of the child for calculation of child support. After apportioning the amount of basic child support set forth in the schedule in Rule 1910.16-3 between the parties based upon each party's percentage share of their combined net monthly income, including the child's benefit in the income of the party receiving it, the amount of the child's benefit shall be deducted from the basic support obligation of the party whose retirement or disability created the child's benefit.

(B) This subdivision (B) shall be applied when determining the support obligation of a surviving parent when the child for whom support is sought is receiving Social Security derivative benefits as a result of the other parent's death. The income of a non-parent obligee who is caring for a child but has no support obligation to that child shall include only those funds the obligee is receiving on behalf of the child, including the Social Security derivative benefits if they are being paid to the obligee. If the benefits are being paid to the surviving parent, the amount of the benefit shall be added to that parent's income for calculating child support.

(3) *Foster Care Payments.* If either party to a support action is a foster parent and/or is receiving payments from a public or private agency for the care of a child who is not his or her biological or adoptive child, those payments shall not be included in the income of the foster parent or other caretaker for purposes of calculating child support for the foster parent's or other caretaker's biological or adoptive child.

[ ***Example 1.*** If the obligor has net income of \$1,200 per month; the obligee has net monthly income of \$800; and the child receives Social Security derivative benefits of \$300 per month as a result of either the obligor's or obligee's retirement or disability, then the total combined monthly net income is \$2,300. Using the schedule at Rule 1910.16-3 for one child, the amount of support is \$551 per month. From that amount, subtract the amount the child is receiving in Social Security derivative benefits (\$551 minus \$300 equals \$251). Then, apply the formula at Rule 1910.16-4 to apportion the remaining child support amount of \$251 between the obligor and the obligee in proportion to their respective incomes. The obligor's \$1,200 net income per month is 60% of the total of the obligor's and the obligee's combined net monthly income. Thus, the obligor's support obligation would be 60% of \$251, or \$151, per month. ]

**Example 1.** The obligor has net monthly income of \$2,000. The obligee's net monthly income is \$1,500 and the obligee, as primary custodial parent of the party's two children, receives \$400 per month in Social Security derivative benefits on behalf of the children as a result of the obligor's disability. Add the children's benefit to the obligee's income, which now is \$1,900 per month. At the parties' combined net monthly income of \$3,900, the amount of basic child support for two children is \$1,214. As the obligor's income is 51% of the parties' combined monthly net income, the obligor's preliminary share of the basic support obligation is \$619. However, because the obligor's disability created the children's Social Security derivative benefits, the obligor's obligation is reduced by the amount of the benefit, \$400. Thus, the obligor's obligation is \$219 per month. If it were the obligee's disability that created the benefit, the obligor's obligation would remain \$619.

**Example 2.** Two children live with Grandmother who receives \$400 per month in Social Security death benefits for the children as a result of their father's death. Grandmother also receives \$500 per month from a trust established by Father for the benefit of the children. Grandmother is employed and earns \$2,000 net per month. Grandmother seeks support from the children's mother, who earns \$1,500 net per month. For purposes of calculating Mother's support obligation, Grandmother's income will be [ \$500 ] \$900, the amount she receives on behalf of the children in Social Security derivative benefits and income from the trust. (If Mother were receiving the benefit on behalf of the children it

would be added to her income such that Mother's income would be \$1,900 and Grandmother's would be \$500.) Therefore, the obligee's and the obligor's combined net monthly incomes total [ \$2,000 ] \$2400. [ Add to that the \$400 in Social Security benefits Grandmother receives for the children to find the basic child support amount in Rule 1910.16-3. ] The basic support amount at the \$2,400 income level for two children is \$831. [ Subtracting from that amount the \$400 in Social Security derivative benefits Grandmother receives for the children, results in a basic support amount of \$431. ] As Mother's income of \$1,500 is [ 75% ] 63% of the parties' combined income of [ \$2,000 ] \$2,400, her support obligation to Grandmother is [ \$323 ] \$524 per month. If Grandmother were not receiving the child's derivative benefits or income from the trust, her income for purposes of calculating Mother's child support obligation would be zero and Mother would pay 100% of the basic support amount because Grandmother has no support obligation to the children.

\* \* \* \* \*

#### **Rule 1910.16-4. Support Guidelines. Calculation of Support Obligation. Formula.**

(a) The following formula shall be used to calculate the obligor's share of basic child support, either from the schedule in Rule 1910.16-3 or the formula in Rule 1910.16-3.1(a), as well as spousal support and alimony pendente lite obligations. In high income cases, Part IV shall be used as a preliminary analysis in the calculation of spousal support or alimony pendente lite obligations:

#### **PART I. BASIC CHILD SUPPORT**

	OBLIGOR	OBLIGEE
1. Total Gross Income Per Pay Period	_____	_____
2. Less Deductions	( _____ )	( _____ )
3. Net Income	_____	_____
4. Conversion to Monthly Amount (if pay period is other than monthly) Include in the obligor's income the child's monthly Social Security retirement or disability benefit if the obligor is receiving the child's benefit [ (See Rule 1910.16-2(b)(2)) ] Include amount of child's monthly Social Security derivative benefit, if any, in the income of the party receiving it pursuant to Rule 1910.16-2(b)(2)(A) or (B).	_____	_____
5. Combined Total Monthly Net Income	_____	_____
6. [ Plus Child's Monthly Social Security, Death, Retirement or Disability Derivative Benefit, if any. Do not add child's benefit if included in the obligor's income in line 4. (See Rule 1910.16-2(b)(2))	+	_____
7. Adjusted Combined Monthly Net Income	_____	_____
8. PRELIMINARY BASIC CHILD SUPPORT OBLIGATION (determined from schedule at Rule 1910.16-3 based on number of children and line 7 adjusted combined monthly net income)	_____	_____
9. Less Child's Monthly Social Security Derivative Benefit (Do not deduct the child's benefit if the obligor is receiving the child's benefit.)	( _____ )	_____



	OBLIGOR	OBLIGEE
[ 10. ]	<b>BASIC CHILD SUPPORT OBLIGATION</b> <b>(determined from schedule at Rule 1910.16-3 based on</b> <b>number of children and line 5 combined monthly net</b> <b>income)</b>	
	_____	_____
[ 11. ] 7.	Net Income Expressed as a Percentage Share of Income (divide line 4 by line 5 and multiply by 100)	_____ %
[ 12. ] 8.	Each [ <b>Parent's</b> ] <b>Party's Preliminary</b> Monthly Share of the Basic Child Support Obligation (multiply line [ <b>10 and</b> <b>11</b> ] <b>6 and 7</b> )	_____ %
9.	<b>Subtract Child's Social Security Derivative Disability</b> <b>or Retirement Benefit from the Monthly Share of</b> <b>Basic Child Support of the Party whose Retirement or</b> <b>Disability Created the Child's Benefits</b>	_____
10.	<b>Each Party's Adjusted Monthly Share of the Basic</b> <b>Child Support Obligation (Not less than 0)</b>	_____

**PART II. SUBSTANTIAL or SHARED PHYSICAL CUSTODY ADJUSTMENT, IF APPLICABLE**  
(See subdivision (c) of this rule)

[ 13. ] 11.	a. Percentage of Time [ <b>Spent</b> ] <b>Obligor Spends</b> with Children (divide number of overnights with obligor by 365 and multiply by 100)	_____ %
	b. Subtract 30%	( _____ ) %
	c. Obligor's Adjusted Percentage Share of the Basic Monthly Support Obligation (subtract [ <b>line 13b from line 11</b> ] <b>result of calculation in line 11b from line 7</b> )	_____ %
	d. Obligor's <b>Preliminary</b> Adjusted Share of the Basic Monthly Support Obligation (multiply line [ <b>13c and line</b> <b>10</b> ] <b>11c and line 6</b> )	_____
	e. Further adjustment, if necessary under subdivision (c)(2) of this rule	_____
	<b>f. Obligor's Adjusted Share of the Basic Child Support</b> <b>Amount.</b>	_____

**PART III. ADDITIONAL EXPENSES** (See Rule 1910.16-6)

[ 14. ] 12.	a. Obligor's Share of Child Care Expenses	_____
	b. Obligor's Share of Health Insurance Premium (if the obligee is paying the premium)	_____
	c. Less Obligor's Share of the Health Insurance Premium (if the obligor is paying the premium)	( _____ )
	d. Obligor's Share of Unreimbursed Medical Expenses	_____
	e. Other Additional Expenses	_____
	f. Total Additional Expenses	_____
[ 15. ] 13.	<b>OBLIGOR'S TOTAL MONTHLY SUPPORT OBLIGATION</b> (add line [ <b>12 or 13(d or e) (if applicable) and line 14f</b> ] <b>10 or 11f, if applicable, and line 12f</b> )	_____

**PART IV. SPOUSAL SUPPORT OR APL**  
*With Dependent Children*

[ 16. ] 14.	Obligor's Monthly Net Income (line 4)	_____
[ 17. ] 15.	Less Obligor's Support, Alimony Pendente Lite or Alimony Obligations, if any, to Children or Former Spouses who are not part of this action (see Rule 1910.16-2(c)(2))	( _____ )
[ 18. ] 16.	Less Obligor's Monthly Net Income (line 4)	( _____ )
[ 19. ] 17.	Difference	_____
[ 20. ] 18.	Less Obligor's Total Monthly Child Support Obligation Without Part II Substantial or Shared Custody Adjustment (Obligor's line [ <b>12 plus line 14f</b> ] <b>10 plus line 12f</b> )	( _____ )



	OBLIGOR	OBLIGEE
[ 21. ] 19. Difference		
[ 22. ] 20. Multiply by 30%	x	.30
[ 23. ] 21. AMOUNT OF MONTHLY SPOUSAL SUPPORT OR APL <i>Without Dependent Children</i>		
[ 24. ] 22. Obligor's Monthly Net Income (line 4)		
[ 25. ] 23. Less Obligor's Support, Alimony Pendente Lite or Alimony Obligations, if any, to Children or Former Spouses who are not part of this action (see Rule 1910.16-2(c)(2))	( )	
[ 26. ] 24. Less Obligee's Monthly Net Income ([ Line ] line 4)	( )	
[ 27. ] 25. Difference		
[ 28. ] 26. Multiply by 40%	x	.40
[ 29. ] 27. PRELIMINARY AMOUNT OF MONTHLY SPOUSAL SUPPORT OR APL		
[ 30. ] 28. Adjustments for Other Expenses (see Rule 1910.16-6)		
[ 31. ] 29. TOTAL AMOUNT OF MONTHLY SPOUSAL SUPPORT OR APL		

\* \* \* \* \*

[Pa.B. Doc. No. 12-2381. Filed for public inspection December 7, 2012, 9:00 a.m.]

**PART I. GENERAL****[ 231 PA. CODE CH. 1915 ]****Amendments to the Rules of Civil Procedure Relating to Domestic Relations Matters; Recommendation 121**

The Domestic Relations Procedural Rules Committee is planning to recommend that the Supreme Court of Pennsylvania amend the Rules of Civil Procedure relating to domestic relations matters as set forth herein. This proposal has not been submitted for review by the Supreme Court of Pennsylvania.

Notes and explanatory comments which appear with proposed amendments have been inserted by the committee for the convenience of those using the rules. Reports, notes and comments will not constitute part of the rules and will not be officially adopted or promulgated by the Supreme Court.

The committee solicits and welcomes comments and suggestions from all interested persons prior to submission of this proposal to the Supreme Court of Pennsylvania. Please submit written comments no later than Friday, February 1, 2013 directed to:

Patricia A. Miles, Esquire  
Counsel, Domestic Relations Procedural Rules Committee  
Pennsylvania Judicial Center  
601 Commonwealth Avenue, Suite 6200  
P. O. Box 62635  
Harrisburg, PA 17106-2635  
Fax: 717 231-9531  
E-mail: domesticrules@pacourts.us

Deleted material is bold and [bracketed]. New material is bold.

*By the Domestic Relations  
Procedural Rules Committee*

CAROL S. MILLS MCCARTHY,  
Chair

**Annex A****TITLE 231. RULES OF CIVIL PROCEDURE****PART I. GENERAL****CHAPTER 1915. ACTIONS FOR CUSTODY,  
PARTIAL CUSTODY AND VISITATION OF MINOR  
CHILDREN**

*(Editor's Note: The following rule is new and printed in regular type to enhance readability.)*

**Rule 1915.3-1. Withdrawal of Pleading. Discontinuance of Action.**

(a) *Withdrawal of Pleading.* A custody pleading cannot be withdrawn after the issuance of a scheduling order or notice of conference regarding claims made in the pleading except

(1) by leave of court after notice to the non-moving party, or

(2) by written agreement of the parties.

(b) *Discontinuance of a Custody Action.*

(1) A custody action may be discontinued by praecipe only upon a verified statement by the moving party that the complaint has not been served.

(2) A custody action cannot be discontinued after the complaint has been served except

(A) by leave of court after notice to the non-moving party, or

(B) by written agreement of the parties.

**Rule 1915.4. Prompt Disposition of Custody Cases.**

\* \* \* \* \*

(b) *Listing Trials Before the Court.* Depending upon the procedure in the judicial district, within 180 days of the filing of the complaint either the court shall automatically enter an order scheduling a trial before a judge or a party shall file a praecipe, motion or request for trial, except as otherwise provided in this subdivision. If it is not the

practice of the court to automatically schedule trials and neither party files a praecipe, motion or request for trial within 180 days of filing of the pleading, the court shall dismiss the matter unless the moving party has been granted an extension for good cause shown, **[ which ] or the court finds that dismissal is not in the best interests of the child.** The extension shall not exceed 60 days beyond the 180 day limit. A further reasonable extension may be granted by the court upon agreement of the parties or when the court finds, on the record, compelling circumstances for a further reasonable extension. **Prior to dismissal, the court shall notify the parties of an intent to dismiss the case unless an objection is filed within 20 days of the date of the notice.**

\* \* \* \* \*

[Pa.B. Doc. No. 12-2382. Filed for public inspection December 7, 2012, 9:00 a.m.]

## Title 25—LOCAL COURT RULES

### LEHIGH COUNTY

**Clerk of Judicial Records; Civil Division—Fee Increase; Case No. 2012-J-60**

#### Order

And Now, this 15th day of November, 2012, upon consideration of the within Petition for Increased Fee Schedule presented by Lehigh County Clerk of Judicial Records, Andrea E. Naugle, and in accordance with Act 164 of 1998, the Prothonotary Fee Law.

*It Is Ordered* that the Lehigh County Clerk of Judicial Records—Civil Division Fee Schedule, which is attached to the within Petition as Exhibit “D,” is hereby approved and adopted, to be effective January 1, 2013.

*It Is Further Ordered* that the Court Administrator of Lehigh County is directed to:

1. File one (1) certified copy of this order with the Administrative Office of Pennsylvania Courts.
2. File two (2) certified copies and one disk copy with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*
3. File one (1) certified copy with the Pennsylvania Civil Procedural Rules Committee.
4. File one (1) certified copy with the Clerk of Judicial Records Civil Division of the Court of Common Pleas of Lehigh County
5. Forward one (1) copy for publication in the *Lehigh County Law Journal*

*By the Court*

CAROL K. MCGINLEY,  
*President Judge*

### ANDREA E. NAUGLE, LEHIGH COUNTY CLERK OF JUDICIAL RECORDS REVISED CIVIL DIVISION FEE SCHEDULE EFFECTIVE JANUARY 1, 2013

(42 Pa.C.S. § 21071)

Act 98-164 Effective 1/21/99

Note: CTF=Children’s Trust Fund Fee Mandated by State Legislation

JCP=Judicial Computer Project Fee Mandated by State Legislation

Revisions: Act 119 of 1996 (Rev. 2010), Act 122 of 2002 (Rev 11/02) and Act 49 of 2009—eff. 12/8/09

PAF=Prothonotary Automation Fee Authorized by Act 98-164

LCE=Lehigh County E-filing created by Leh R.C.P. 205.3 effective 1/1/04

<i>Document Type</i>	<i>Fee</i>
Acknowledgment of Deeds	\$9.90
APPEALS	
Appeal of Appellate Court Plus check made payable to “Prothonotary of Superior/Commonwealth Court” for \$73.50	\$78.50
Appeal from District Justice	\$152.50
Appeal from Arbitration *plus any add’l compensation authorized, but not to exceed 50% of the amount in controversy. Shall not be taxable as costs or be recoverable in any proceeding.	\$600.00*
Assignments/Substitution of Party	\$9.90
Building Agreements / Stip	\$20.00
CERTIFICATION	
Certification—(Except UCC)	\$5.75
Divorce Decree, Name Change	
Certification of Entire Record	\$20.00
COMMENCEMENT OF ACTION	
Action at Law or Equity (plus .50 extra for indexing more than 5 pltfs. or defts.)	\$152.50
Miscellaneous Civil Filing	\$52.50
Custody Actions	\$180.00
Modification of Custody (per petition)	\$26.75
Contempt of Custody (per petition)	\$26.75
Intervenor	\$26.75
Divorce—(No Fault) <i>Plus add’l counts</i>	\$238.00
Alimony	\$54.75
Alimony pendente lite, counsel fees & costs	\$54.75
Custody & Visitation	\$62.25
Equitable Distribution/Property Rights	\$54.75
Support	\$54.75
Other, each	\$54.75
Vital Statistics	\$.50
Praecipe to Transmit	\$31.25
Master Fees	
Before 97-FC-818	\$305.00
After 97-FC-818	\$250.00

<i>Document Type</i>	<i>Fee</i>	<i>Document Type</i>	<i>Fee</i>
Name change—final order	\$5.75	Satisfaction not pre-paid	\$9.90
Any action or proceeding to open/strike a judgment	\$132.00	Correction Notices	\$10.00
Proceedings on any lien other than revival-(Mechanic's Lien Complaint)	\$108.50	1. Federal Liens	
*Actions started by a political subdivision (Includes tax and surcharges)	\$53.90	Re-file Notice	\$10.00
COPIES		Suggestion of Non-payment Federal, State, Unemployment	\$10.00
Photo copy per page	\$.25	POUNDAGE	
Docket printout by mail	\$3.50	(The handling fee of monies paid into court)	
Photo coping by clerk		4.5% on the first \$1,000 and	
1st page by mail	\$1.00	1.5% on each add'l \$1,000 or	
Each add'l page	\$.50	fraction thereof	
Microfilm Copies	\$1.00	PROTECTION FROM ABUSE	
JUDGMENTS		PFA filing	\$175.05
Confession (notes, bonds, etc.)	\$62.50	PA State Police Registry	\$100.00
District Justice Transcript	\$62.50	PFA Contempt or Bench Warrant	\$20.00
Certification of Judgment	\$62.50	Removal or Transfer	\$24.50
Domestic Relations	\$62.50	REPORTS	
Exemplification/Foreign Judgment (Incoming Exemplified Records)	\$62.50	Detailed Case Type Reports	\$24.50
Exemplification of Judgment (Outgoing Exemplified Records)	\$20.00	REVIVALS	
Liens	\$62.50	Amicable/Agreement	\$18.50
Default, Non-Pros, Demurrer, Lis Pendens	\$18.50	Adverse/Writ	\$31.25
Verdict, Award, Court Order, Agreement & Final Decree	\$18.50	Averments, suggestion of non-payment, (Continuing any lien not reduced to a judgment)	\$18.50
Release of Judgment	\$9.90	Satisfactions—not prepaid	\$9.90
Reassess of Judgment	\$9.90	School Audits	\$9.90
Subordination of Judgment	\$9.90	Subordination, withdrawal, postponement	\$9.90
Withdraw of Judgment	\$9.90	SUBPOENA	
LETTER OF ATTORNEY		Subpoena—To Attend and Testify	\$4.00
Recording—each name	\$9.90	Subpoena—To Produce Documents	\$4.00
Revoking—each name	\$9.90	Surety Financial Statement	\$18.50
NOTARY PUBLIC		WRITS	
Notarizing Fee	\$5.75	Bench Warrant	\$20.00
Notary Certificate	\$4.00	Execution	\$31.25
Notary Signature Registration	\$4.00	Attachment Execution	\$31.75
*POLITICAL SUBDDIVISION		Writs (Seizure, Possession, and Habeas)	\$31.25
Action at Law or Equity	\$53.90	No personal checks will be accepted	
Appeal from District Justice	\$53.65	Business checks should be made payable to: CLERK OF JUDICIAL RECORDS—CIVIL DIVISION	
District Justice Transcript	\$53.65	All checks returned for insufficient funds will be assessed a \$20.00 service charge.	
Execution	\$10.00	Pursuant to 42 P. S. § 21073(b), the Clerk of Judicial Records—Civil Division shall not be required to enter on the docket any suit, action or order of court or enter any judgment thereon or perform any service whatsoever for any person, political subdivision or the Commonwealth until the requisite fee is paid.	
Judgment	\$10.00	*The maximum fee to be charged a political subdivision for any one of the services provided for herein shall be \$10.00. Total fee may include satisfaction/discontinuance, automation fees, JCS fee and Tax	
Liens with Satisfaction Fee	\$53.90		
1. Federal Liens (effective 2006)			
2. Mechanic Liens			
3. Municipal Liens			
4. State Liens (effective 2004)			
5. Unemployment Liens (effective 2006)			

\*Actions started by a political subdivision includes tax and surcharges

Note: A Credit Card Fee will be charged by the credit card company for the use of a credit/debit cards.

[Pa.B. Doc. No. 12-2383. Filed for public inspection December 7, 2012, 9:00 a.m.]

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# RULES AND REGULATIONS

## Title 25—ENVIRONMENTAL PROTECTION

### ENVIRONMENTAL QUALITY BOARD

#### [ 25 PA. CODE CH. 93 ]

#### Corrective Amendment to 25 Pa. Code § 93.9x

The Department of Environmental Protection (Department) has discovered a discrepancy between the agency text of 25 Pa. Code § 93.9x (relating to Drainage List X) as deposited with the Legislative Reference Bureau and the official text as published at 30 Pa.B. 6059, 6106 (November 18, 2000) and as currently appearing in the *Pennsylvania Code*. The geographic coordinates in the listing for Lake Erie (Outer Erie Harbor and Presque Isle Bay) were incorrectly published at 30 Pa.B. 6059, 6106.

Therefore, under 45 Pa.C.S. § 901: the Department has deposited with the Legislative Reference Bureau a corrective amendment to 25 Pa. Code § 93.9x. The corrective amendment to 25 Pa. Code § 93.9x is effective as of November 18, 2000, the effective date of adoption of the final-form rulemaking amending this section.

The correct version of 25 Pa. Code § 93.9x appears in Annex A.

#### Annex A

### TITLE 25. ENVIRONMENTAL PROTECTION

#### PART I. DEPARTMENT OF ENVIRONMENTAL PROTECTION

#### Subpart C. PROTECTION OF NATURAL RESOURCES

#### ARTICLE II. WATER RESOURCES

#### CHAPTER 93. WATER QUALITY STANDARDS

#### DESIGNATED WATER USES AND WATER QUALITY CRITERIA

#### § 93.9x. Drainage List X.

#### Lake Erie

Stream	Zone	County	Water Uses Protected	Exceptions To Specific Criteria
1—Lake Erie	All sections of lake in PA except Outer Erie Harbor and Presque Isle Bay	Erie	CWF	Delete Fe, DO1 and Bac1 See GLWQA Add E. coli per 40 CFR 131.41 (Except (f)) and See 28 Pa. Code § 18.28(b)(2) and (3)
1—Lake Erie (Outer Erie Harbor and Presque Isle Bay)	Portion of lake bordered by Presque Isle on west, longitude 80° 01' 50" on east, and latitude 42° 10' 18" on north, except harbor area and central channel dredged and maintained by United States Army Corps of Engineers	Erie	WWF	Delete pH Add pH between 7 and 9 Add E. coli per 40 CFR 131.41 (Except (f)) and See 28 Pa. Code § 18.28(b)(2) and (3)
1—Lake Erie (Outer Erie Harbor and Presque Isle Bay)	Harbor area and central channel dredged and maintained by United States Army Corps of Engineers	Erie	WWF, Delete WC	Delete pH and Bac1 Add pH between 7 and 9, Bac2
2—Unnamed Tributaries to Lake Erie	Basins (all sections in PA), PA-OH State Border to Presque Isle	Erie	CWF, MF	None
2—Ashtabula River (OH)				
3—East Branch Ashtabula River	Basin (all Sections in PA)	Erie	CWF, MF	None
3—Ashtabula Creek	Main Stem, Source to PA-OH State Border	Erie	WWF	None
4—Unnamed Tributaries to Ashtabula Creek	Basins, (all sections in PA) Source to PA-OH State Border	Erie	CWF, MF	None
3—Ashtabula Creek (OH)				
4—Unnamed Tributaries to Ashtabula Creek	Basins (all sections in PA), PA-OH State Border to Mouth	Erie	CWF, MF	None

Stream	Zone	County	Water Uses Protected	Exceptions To Specific Criteria
2—Conneaut Creek	Main Stem, Source to PA-OH State Border	Erie	WWF, MF	<b>Delete</b> DO <sub>3</sub> and Temp <sub>2</sub> <b>Add</b> DO <sub>1</sub> and Temp <sub>1</sub>
3—Unnamed Tributaries to Conneaut Creek	Basins, (all sections in PA) Source to PA-OH State Border	Erie-Crawford	CWF, MF	None
3—Fish Creek	Basin	Crawford	CWF, MF	None
3—Foster Run	Basin	Crawford	CWF, MF	None
3—Crazy Run	Basin	Crawford	CWF, MF	None
3—Stone Run	Basin	Erie	CWF, MF	None
3—West Branch Conneaut Creek	Basin (all Sections in PA)	Erie	CWF, MF	None
3—Marsh Run	Basin	Erie	CWF, MF	None
3—East Branch Conneaut Creek	Basin	Erie	CWF, MF	None
2—Conneaut Creek (OH)				
3—Unnamed Tributaries to Conneaut Creek	Basins (all sections in PA), PA-OH State Border to Mouth	Erie	CWF, MF	None
2—Turkey Creek	Main Stem, Source to PA-OH State Border	Erie	CWF	None
3—Unnamed Tributaries to Turkey Creek	Basins, (all sections in PA), Source to PA-OH State Border	Erie	CWF, MF	None
2—Turkey Creek (OH)				
3—Unnamed Tributaries to Turkey Creek	Basins, (all sections in PA), PA-OH State Border to Mouth	Erie	CWF, MF	None
2—Raccoon Creek	Basin	Erie	CWF, MF	None
2—Crooked Creek	Basin	Erie	HQ-CWF, MF	None
2—Elk Creek	Main Stem	Erie	WWF, MF	<b>Delete</b> DO <sub>2</sub> and Temp <sub>2</sub> <b>Add</b> DO <sub>1</sub> and Temp <sub>1</sub>
3—Unnamed Tributaries to Elk Creek	Basins	Erie	CWF, MF	None
3—Lamson Run	Basin	Erie	CWF, MF	None
3—Goodban Run	Basin	Erie	CWF, MF	None
3—Falk Run	Basin	Erie	CWF, MF	None
3—Little Elk Creek	Basin	Erie	CWF, MF	None
3—Brandy Run	Basin	Erie	CWF, MF	None
3—Halls Run	Basin	Erie	CWF, MF	None
2—Godfrey Run	Basin	Erie	HQ-CWF, MF	None
2—Trout Run	Basin	Erie	CWF, MF	None
2—Walnut Creek	Main Stem	Erie	CWF, MF	None
3—Unnamed Tributaries to Walnut Creek	Basins	Erie	CWF, MF	None
3—Bear Run	Basin	Erie	CWF, MF	None
3—Thomas Run	Basin	Erie	HQ-CWF, MF	None
2—Unnamed Tributaries to Lake Erie	Basins, Presque Isle to Unnamed Tributary at RM 23.22	Erie	WWF, MF	None
2—Unnamed Tributary to Lake Erie at RM 23.22	Basin	Erie	CWF, MF	None
2—Unnamed Tributaries to Lake Erie	Basins, Unnamed Tributary at RM 23.22 to Longitude 80°01'50"	Erie	WWF, MF	None



Stream	Zone	County	Water Uses Protected	Exceptions To Specific Criteria
2—Cascade Creek	Basin	Erie	WWF, MF	None
2—Mill Creek	Basin	Erie	WWF, MF	None
2—Fourmile Creek	Basin	Erie	WWF, MF	<b>Delete</b> DO <sub>2</sub> and Temp <sub>2</sub> <b>Add</b> DO <sub>1</sub> and Temp <sub>1</sub>
2—Unnamed Tributaries to Lake Erie	Basins, Longitude 80°01'50" to PA-NY State Border	Erie	CWF, MF	None
2—Sixmile Creek	Basin	Erie	CWF, MF	None
2—Sevenmile Creek	Basin	Erie	CWF, MF	None
2—Eightmile Creek	Basin	Erie	CWF, MF	None
2—Twelvemile Creek	Basin	Erie	HQ-CWF, MF	None
2—Sixteenmile Creek	Basin, (all sections in PA) Source to I-90	Erie	CWF, MF	None
2—Sixteenmile Creek	Basin, I-90 to Mouth	Erie	WWF, MF	<b>Delete</b> DO <sub>2</sub> and Temp <sub>2</sub> <b>Add</b> DO <sub>1</sub> and Temp <sub>1</sub>
2—Twentymile Creek (NY)				
3—Unnamed Tributaries to Twentymile Creek	Basins (all sections in PA), Source to PA-NY State Border	Erie	CWF, MF	None
2—Twentymile Creek	Main Stem, PA-NY State Border to Mouth	Erie	CWF	None
3—Unnamed Tributaries to Twentymile Creek	Basins (all sections in PA), PA-NY State Border to Mouth	Erie	CWF, MF	None

[Pa.B. Doc. No. 12-2384. Filed for public inspection December 7, 2012, 9:00 a.m.]

## BOARD OF COAL MINE SAFETY

### [ 25 PA. CODE CH. 208 ]

#### Requirements for Automatic External Defibrillators

The Board of Coal Mine Safety (Board) amends Chapter 208 (relating to underground coal mine safety) to read as set forth in Annex A. This final-form rulemaking establishes safety standards regarding automated external defibrillators (AED).

This order was adopted by the Board at its meeting on August 2, 2012.

##### A. Effective Date

This final-form rulemaking will go into effect on March 1, 2013, 90 days after final-form publication in the *Pennsylvania Bulletin*.

##### B. Contact Persons

For further information, contact Joseph Sbaffoni, Director, Bureau of Mine Safety, Fayette County Health Center, 100 New Salem Road, Room 167, Uniontown, PA 15401, (724) 439-7469; or Richard Morrison, Assistant Director, Bureau of Regulatory Counsel, P. O. Box 8464, Rachel Carson State Office Building, Harrisburg, PA 17105-8464, (717) 787-7060. Persons with a disability may use the AT&T Relay Service, (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). This final-form rulemaking is available on the Department of Environmental Protection's (Department) web site at [www.depweb.state.pa.us](http://www.depweb.state.pa.us).

##### C. Statutory Authority

The final-form rulemaking is being made under the authority of sections 106 and 106.1 of the Bituminous

Coal Mine Safety Act (BCMSA) (52 P. S. §§ 690-106 and 690-106.1), which authorizes the adoption of regulations implementing the BCMSA including additional safety standards. The Board is specifically authorized by BCMSA to adopt regulations implementing the Mine Improvement and New Emergency Response Act of 2006 (Pub. L. No. 109-236). The Board is further authorized to promulgate regulations that are necessary or appropriate to implement the BCMSA and to protect the health, safety and welfare of miners and other individuals in and about mines.

##### D. Background and Purpose

At the National level, the United States Department of Labor, Mine Safety and Health Administration (MSHA) regulates mine safety under the Federal Mine Safety and Health Act of 1977 (Mine Safety Act) (30 U.S.C.A. §§ 801—965). The MSHA regulations are set forth in 30 CFR Parts 1—199. The operating requirements for underground coal mines are in 30 CFR Part 75 (relating to mandatory safety standards—underground coal mines).

The Mine Safety Act only pre-empts state laws or regulations that are less stringent than, or that conflict with, MSHA standards. See section 506 of the Mine Safety Act (30 U.S.C.A. § 955). Unlike a state's ability under other Federal statutes to obtain primary enforcement authority, a state cannot obtain authority to enforce the Mine Safety Act in that state's jurisdiction. As a result, a number of states maintain independent underground coal mine safety programs. The Commonwealth has been regulating safety at underground bituminous coal mines since 1889. See the act of May 9, 1889 (P. L. 154, No. 171). On July 7, 2008, the General Assembly enacted the BCMSA, which is the first significant update

of the Commonwealth's underground bituminous coal mine safety laws since 1961. See section 103(a) of the BCMSA (52 P. S. § 690-103(a)).

One significant change made by the BCMSA is the delegation of authority to promulgate regulations for mine safety. The General Assembly established the Board to promulgate regulations. The seven-member Board consists of the Secretary of the Department as chairperson and three members representing the viewpoint of mine workers and the viewpoint of underground bituminous coal mine operators respectively. See section 106 of the BCMSA.

The BCMSA contains broad rulemaking authority to adopt and promulgate regulations to modernize safety standards. The Board is generally authorized to promulgate regulations that are necessary or appropriate to implement the requirements of the BCMSA and to protect the health, safety and welfare of miners and other individuals in and about mines. See section 106.1(a) of the BCMSA.

In this final-form rulemaking, the Board is responding to a letter from a citizen, Karen J. Hampton, Fairview, PA, who requested that AEDs be placed at coal mines for safety purposes. An AED is a portable device that uses electric shock to restore a stable heart rhythm. The Board agreed that placing AEDs at coal mines would be in the best interests of the safety of miners and other individuals in and about mines.

Section 208.70 (relating to automated external defibrillators) requires mine operators to place one AED at a location on the surface in close proximity to the mine entry at the same location where the first aid equipment is stored for the mine as well as to place one AED at a specific point in each working section of the mine. Emergency medical technicians and emergency medical technician paramedics shall be trained in the proper use of an AED.

The proposed rulemaking was published at 41 Pa.B. 5959 (November 5, 2011) with a 30-day comment period. Comments were not received from members of the public during the comment period. Several comments were submitted by the Independent Regulatory Review Commission (IRRC) on January 4, 2012, under the Regulatory Review Act (71 P. S. §§ 745.1—745.12).

#### *E. Summary of Changes to the Proposed Rulemaking*

##### *§ 208.70. Automated external defibrillators*

This regulation requires mine operators to place one AED at a surface location of each mine as well as one AED at each coal producing section of each mine. Emergency medical personnel shall be trained in the proper use of an AED. Several changes were made to this section in response to comments on the proposed rulemaking.

Proposed § 208.70(a) required that a mine operator provide for use in an emergency one AED at two specified locations: “a location on the surface of the mine” and “on or near each coal producing section.” The proposed rulemaking also contained a reference to location of AEDs “consistent with the Equipment Approval Task Force guidelines.” In response to a comment that this section lacked sufficient clarity, the Board amended this subsection in this final-form rulemaking. The Board concluded that to establish a more precise location for an AED, it would coordinate the language with the MSHA regulation pertaining to minimum requirements for the placement of first aid equipment. In doing so, the Board recognized that section 104 of the BCMSA (52 P. S. § 690-104) defines a “working section” as “the area in a mine from

the face extending back 1,000 feet.” Therefore, in prescribing a more precise location for the placement of AEDs, the Board coordinated the location requirement for AEDs with the definition of “working section” as provided in the BCMSA. The Board believes this change will enable an operator to easily comply with the requirement and emergency personnel to know the location of the AED equipment.

Therefore, the reference in § 208.70(a) to the “Equipment Approval Task Force guidelines” has been deleted. Section 208.70(a)(1) was changed to require placement of an AED at a location on the mine surface “in close proximity to the mine entry at the same location where the first aid equipment is stored.” Similarly, § 208.70(a)(2) was changed to require the placement of AEDs underground in the same locations as the first aid equipment. The final-form rulemaking requires that AEDs be located “at a point in each working section not more than 1,000 feet outby the active working face or faces at the same location where the first aid equipment is stored.” A requirement was also added in § 208.70(a) that mine operators consult with emergency medical technicians when providing for placement of AEDs in the required locations.

Proposed § 208.70(b)(1) and (2) used “emergency medical personnel” in prescribing training requirements but the regulations do not include a definition for this term. The BCMSA defines “emergency medical technician” and “emergency medical technician paramedic” in section 601 of the BCMSA (52 P. S. § 690-601). In response to a comment that this subsection lacked clarity, the Board replaced “emergency medical personnel” with the statutory terms “emergency medical technicians” and “emergency medical technician paramedics” to more precisely express the intent of the regulation.

#### *F. Summary of Comments and Responses on the Proposed Rulemaking*

There were several comments regarding the clarity of the proposed rulemaking.

A commentator questioned the reference in § 208.70(a) to location of AEDs “consistent with the Equipment Approval Task Force guidelines” and raised concerns with incorporation of these guidelines into the regulation. These guidelines can be amended without notice and opportunity for public comment and without consideration of the effect on this regulation. Moreover, the guidelines as currently written do not provide clear direction regarding the location of AEDs. The Board agreed with this comment and deleted the reference to the guidelines in the final-form rulemaking.

A commentator noted that proposed § 208.70(a)(1) required an AED to be placed at “a location on the surface of the mine” without further specification. The commentator thought this requirement was vague and raised a similar concern with respect to proposed § 208.70(a)(2) which required an AED be placed “on or near each coal producing section.” The commentator found this description too indefinite and thus could raise compliance difficulties. The Board agreed with this comment and changed the regulation to establish more precise locations for the AEDs. The Board coordinated the final-form rulemaking with the MSHA regulation in 30 CFR 75.1713-7 (relating to first-aid equipment; location; minimum requirements) pertaining to minimum requirements for placement of first aid equipment. Section 208.70(a)(1) has been amended to require placement of an AED at a location on the mine surface “in close proximity to the mine entry at the same location where the first aid equipment is

stored.” This will give precision and consistency to the surface location and enable emergency responders to know where the AED equipment can be found in the event of an emergency. Similarly, § 208.70(a)(2) has been amended to require placement of AEDs underground at the same locations as the first aid equipment. The final-form regulation requires that AEDs be located “at a point in each working section not more than 1,000 feet outby the active working face or faces at the same location where the first aid equipment is stored.” This change will enable an operator to easily comply with the requirement and enable emergency personnel to know the location of the AED equipment.

A commentator recommended that the regulation require that mine operators consult with emergency medical technicians to determine the best placement of AEDs to better effectuate the purpose of the regulation. The Board agreed with this comment and added a requirement in § 208.70(a) that mine operators consult with emergency medical technicians when providing for placement of AEDs in required locations.

A commentator noted that proposed § 208.70(b)(1) and (2) used “emergency medical personnel” in prescribing training requirements but that the regulation is not clear regarding who specifically are “emergency medical personnel.” The regulations do not include a definition for this term. However, section 601 of the BCMSA defines “emergency medical technician” and “emergency medical technician paramedic.” In response to this comment, the Board amended § 208.70(b) to replace “emergency medical personnel” with the statutory terms “emergency medical technicians” and “emergency medical technician paramedics” to more precisely express the intent of the regulation.

Several comments suggested additional requirements be included to certain aspects of the proposed regulation.

A commentator noted that proposed § 208.70(b) required training in the use of AEDs but in the event the victim is in full cardiac arrest the AED would direct the administration of cardiopulmonary resuscitation (CPR). The commentator recommended that the regulation specifically include a requirement for CPR training in addition to training in use of the AED equipment. The Board does not see a need to add a specific requirement for CPR training in this regulation because the annual safety retraining for mine personnel includes training in CPR. Training in CPR is part of annual mine safety refresher course for mine personnel. Therefore, the Board believes including this a requirement in this regulation would be redundant.

A commentator raised concerns regarding proposed § 208.70(c), which addressed maintenance and inspection of AEDs. First, the mechanisms may be susceptible to deterioration when exposed to dust and moisture found in a mine and there is a safety concern when placing an electronic device in a mine where a spark could ignite an explosion. The commentator suggested it would be appropriate to add more specific requirements for AEDs regarding maintenance. The commentator also recommended describing minimum recordkeeping requirements in this section. The Board believes it is unnecessary to add specific requirements to assure protection from the elements. Underground mining operations are accustomed to adapting or taking special care of equipment used in the mine to account for conditions. AEDs will be incorporated as part of the first-aid materials at underground mines and shall receive the same protection from elements, and treatment for safety purposes, as all other equipment

used at the underground mine. The placement of AEDs at the mine does not necessitate additional recordkeeping specifically associated with maintenance and inspection of the AEDs. This equipment will be inspected as a normal part of the preshift inspection routine that shall be done for underground mines similar to other equipment used at an underground mining operation. The incorporation of the AED equipment does not generate additional recordkeeping that is not already being performed in conjunction with routine preshift inspections.

#### *G. Benefits, Costs and Compliance*

##### *Benefits*

The intent of this final-form rulemaking is to ensure that an AED is available if a miner has a heart attack while on the job. Trained emergency management personnel may be able to save a miner's life with the use of an AED at the mine rather than waiting for an ambulance to arrive. Since the 38 underground bituminous coal mines in this Commonwealth employ approximately 4,420 people, this final-form rulemaking protects all mine workers.

##### *Compliance costs*

Each mine owner will be required to purchase the requisite number of AEDs. The costs of compliance are not expected to be significant.

##### *Compliance Assistance Plan*

The Department will provide notification to bituminous coal mine operators affected by these regulations to inform them of this final-form rulemaking.

##### *Paperwork*

This final-form rulemaking is not expected to add to paperwork requirements.

#### *H. Sunset Review*

These regulations will be reviewed in accordance with the sunset review schedule published by the Department to determine whether the regulations effectively fulfill the goals for which they are intended.

#### *I. Regulatory Review*

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on October 26, 2011, the Board submitted a copy of the notice of proposed rulemaking, published at 41 Pa.B. 5959, to IRRC and the Chairpersons of the Senate and House Environmental Resources and Energy Committees for review and comment.

Under section 5(c) of the Regulatory Review Act, IRRC and the House and Senate Committees were provided with copies of the comments received during the public comment period, as well as other documents when requested. In preparing the final-form rulemaking, the Department has considered all comments from IRRC, the House and Senate Committees and the public.

Under section 5.1(j.2) of the Regulatory Review Act (71 P. S. § 745.5a(j.2)), on October 17, 2012, the final-form rulemaking was deemed approved by the House and Senate Committees. Under section 5.1(e) of the Regulatory Review Act, IRRC met on October 18, 2012, and approved the final-form rulemaking.

#### *J. Findings*

The Board finds that:

(1) Public notice of proposed rulemaking was given under sections 201 and 202 of the act of July 31, 1968



(P.L. 769, No. 240) (45 P.S. §§ 1201 and 1202) and regulations promulgated thereunder at 1 Pa. Code §§ 7.1 and 7.2.

(2) A public comment period was provided as required by law and the comments were considered.

(3) These regulations do not enlarge the purpose of the proposed rulemaking published at 41 Pa.B. 5959.

(4) These regulations are necessary and appropriate for administration and enforcement of the authorizing acts identified in Section C of this preamble.

**K. Order**

The Board, acting under the authorizing statutes, orders that:

(a) The regulations of the Department, 25 Pa. Code Chapter 208, are amended by adding § 208.70 and amending § 208.1 to read as set forth in Annex A.

(b) The Chairperson of the Board shall submit this order and Annex A to the Office of General Counsel and the Office of Attorney General for review and approval as to legality and form, as required by law.

(c) The Chairperson of the Board shall submit this order and Annex A to IRRC and the Senate and House Environmental Resources and Energy Committees as required by the Regulatory Review Act.

(d) The Chairperson of the Board shall certify this order and Annex A and deposit them with the Legislative Reference Bureau, as required by law.

(e) This order shall take effect on March 1, 2013.

MICHAEL L. KRANCER,  
Chairperson

(*Editor's Note:* For the text of the order of the Independent Regulatory Review Commission relating to this document, see 42 Pa.B. 6969 (November 3, 2012).)

**Fiscal Note:** Fiscal Note 7-463 remains valid for the final adoption of the subject regulations.

**Annex A**

**TITLE 25. ENVIRONMENTAL PROTECTION  
PART I. DEPARTMENT OF ENVIRONMENTAL  
PROTECTION**

**Subpart D. ENVIRONMENTAL HEALTH AND  
SAFETY**

**ARTICLE IV. OCCUPATIONAL HEALTH AND  
SAFETY**

**CHAPTER 208. UNDERGROUND COAL MINE  
SAFETY**

**GENERAL PROVISIONS**

**§ 208.1. Definitions.**

The following words and terms, when used in this chapter, have the following meanings, unless the context clearly indicates otherwise:

*AED*—Automated external defibrillator—A portable device that uses electric shock to restore a stable heart rhythm to an individual in cardiac arrest.

*Act*—The Bituminous Coal Mine Safety Act (52 P.S. §§ 690-101—690-708).

*Approval or approved*—The term as defined in section 104 of the act (52 P.S. § 690-104).

*MSHA*—The term as defined in section 104 of the act.

*Miner*—The term as defined in section 104 of the act.

*NIOSH*—The term as defined in section 104 of the act.

*Operator*—The term as defined in section 104 of the act.

*Overpressure*—The pressure over the background atmospheric pressure that could result from an explosion, which includes the impact of the pressure wave on an object.

*psi*—Pounds per square inch.

*Representative of the miners*—The term as defined in section 104 of the act.

*SCSR*—Self-contained self-rescue device—A type of closed-circuit, self-contained breathing apparatus approved by MSHA and NIOSH under 42 CFR Part 84 (relating to approval of respiratory protective devices) for escape only from underground mines.

*Underground bituminous coal mine or mine*—The term as defined in section 104 of the act.

**AUTOMATED EXTERNAL DEFIBRILLATORS**

**§ 208.70. Automated external defibrillators.**

(a) *Location.* A mine operator, in consultation with emergency medical technicians, shall provide for use in an emergency one AED at the following locations:

(1) At a location on the surface in close proximity to the mine entry at the same location where the first aid equipment is stored.

(2) At a point in each working section not more than 1,000 feet outby the active working face or faces at the same location where the first aid equipment is stored.

(b) *Training.*

(1) Emergency medical technicians and emergency medical technician paramedics at the mine shall complete training in the use of an AED. The mine operator may include the required AED training in its continuing education plan for emergency medical personnel. Training in the use of the AED for emergency medical technicians and emergency medical technician paramedics shall be provided in accordance with the standards of the American Heart Association, the American National Red Cross or through an equivalent course of instruction approved by the Department of Health.

(2) Mine personnel, other than emergency medical technicians and emergency medical technician paramedics, shall receive yearly training in the operation of the AED. Training may be provided as part of the annual refresher training provided under 30 CFR 48.8(c) (relating to annual refresher training of miners; minimum courses of instruction; hours of instruction).

(c) *Maintenance and inspection.* AEDs shall be maintained and inspected according to manufacturer's operational guidelines.

(d) *Good Samaritans.* Section 8331.2 of 42 Pa.C.S. (relating to Good Samaritan civil immunity for use of automated external defibrillator) applies to miners who render care with an AED.

[Pa.B. Doc. No. 12-2385. Filed for public inspection December 7, 2012, 9:00 a.m.]

# NOTICES

## DEPARTMENT OF AGRICULTURE

### Pennsylvania Vegetable Marketing and Research Program Amendment Referendum

Under the applicable provisions of 3 Pa.C.S. Chapter 45 (relating to Agricultural Commodities Marketing Act), an amendment referendum was held from October 22 to November 5, 2012, to determine if the producers affected by the Pennsylvania Vegetable Marketing and Research Program (program) desired to make changes to the program as described in the original ballot mailing to producers. To pass, a majority of eligible producers voting had to vote in favor of the amendment referendum and the representative acreage must be in the majority as well. An impartial Teller Committee met on November 15, 2012, to count the ballots. The following results were

submitted by the Teller Committee: a total of 341 eligible votes were cast with 266 producers voting in favor of and 75 producers voting against the amendment referendum. An additional 21 ballots were invalid because they were either incomplete or ineligible due to the acreage requirement. Eligible producers voting in favor of the program's amendment referendum represented 78% of the votes and 75% of production acreage. Producers voting against the proposed amendments represented 22% of the votes and 25% of production acreage. Because a majority of the votes and represented acreage were cast in favor of the referendum, the program amendment referendum shall become effective immediately.

GEORGE D. GREIG,  
*Secretary*

[Pa.B. Doc. No. 12-2386. Filed for public inspection December 7, 2012, 9:00 a.m.]

## DEPARTMENT OF BANKING AND SECURITIES

### Actions on Applications

The Department of Banking and Securities (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking and Securities Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending November 20, 2012.

Under section 503.E of the Department of Banking and Securities Code (71 P. S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file their comments in writing with the Department of Banking and Securities, Corporate Applications Division, 17 North Second Street, Suite 1300, Harrisburg, PA 17101-2290. Comments must be received no later than 30 days from the date notice regarding receipt of the application is published in the *Pennsylvania Bulletin*. The nonconfidential portions of the applications are on file at the Department and are available for public inspection, by appointment only, during regular business hours. To schedule an appointment, contact the Corporate Applications Division at (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

### BANKING INSTITUTIONS

#### Consolidations, Mergers, and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
11-19-2012	S&T Bank Indiana Indiana County  Application for approval to merge Gateway Bank, McMurray, with and into S&T Bank, Indiana.	Filed

#### Branch Applications

##### De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
11-16-2012	Jersey Shore State Bank Jersey Shore Lycoming County	1720 East Third Street Williamsport Lycoming County	Filed

#### Branch Consolidations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
11-14-2012	ESB Bank Ellwood City Lawrence County	<i>Into:</i> 1706 Lowrie Street Pittsburgh Allegheny County  <i>From:</i> Itin & Rhine Streets Pittsburgh Allegheny County	Approved

# NOTICES

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<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
11-14-2012	ESB Bank Ellwood City Lawrence County	<i>Into:</i> 2521 Darlington Road Beaver Falls Beaver County  <i>From:</i> 233 Second Street Beaver Beaver County	Approved

## Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
2-24-2012	Citizens Bank of PA Philadelphia Philadelphia County	1065 West County Line Road Hatboro Montgomery County	Closed
11-14-2012	Citizens Bank of PA Philadelphia Philadelphia County	550 West Trenton Avenue Morrisville Bucks County	Approved
11-14-2012	Citizens Bank of PA Philadelphia Philadelphia County	445 Penn Street Reading Berks County	Filed
11-14-2012	Citizens Bank of PA Philadelphia Philadelphia County	8-10 West Market Street Wilkes-Barre Luzerne County	Filed
11-14-2012	Citizens Bank of PA Philadelphia Philadelphia County	1290 Boyce Road Upper St. Clair Allegheny County	Filed
11-16-2012	S&T Bank Indiana Indiana County	35 West Scribner Avenue DuBois Clearfield County	Filed
11-16-2012	S&T Bank Indiana Indiana County	200 Patchway Road Duncansville Blair County	Filed

## SAVINGS INSTITUTIONS

No activity.

## CREDIT UNIONS

### Consolidations, Mergers, and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
11-20-2012	Lancaster Red Rose Credit Union Lancaster Lancaster County  Application for approval to merge United People's Federal Credit Union of Lancaster, Lancaster, with and into Lancaster Red Rose Credit Union, Lancaster.	Filed

### Branch Applications

#### De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
11-20-2012	TruMark Financial Credit Union Trevose Bucks County	179 Levittown Parkway Levittown Bucks County	Filed

The Department's web site at [www.dobs.state.pa.us](http://www.dobs.state.pa.us) includes public notices for more recently filed applications.

GLENN E. MOYER,  
Secretary

[Pa.B. Doc. No. 12-2387. Filed for public inspection December 7, 2012, 9:00 a.m.]



# DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

## Federal Fiscal Year 2013 Action Plan

The Department of Community and Economic Development (Department) proposes to adopt the Commonwealth's Action Plan for Federal Fiscal Year (FFY) 2013 and the Program Year that starts on January 1, 2013. The 2013 Action Plan is an update of the Commonwealth's Consolidated Plan for FFY 2009-2013.

The 2013 Action Plan updates documents previously submitted to the United States Department of Housing and Urban Development (HUD). These documents include the nonhousing community development plan and changes that the Department may have implemented concerning the HUD programs administered by the Commonwealth. The programs administered by the Department are the Community Development Block Grant (CDBG), HOME Investment Partnerships, Emergency Solutions Grant, Housing Opportunities for People with AIDS, Neighborhood Stabilization Program and Community Development Block Grant—Disaster.

This summary is designed to provide an opportunity for citizens, local governmental officials and interested organizations of this Commonwealth to comment about the Action Plan. Written comments should be submitted to Brenda Bubbs, Center for Community Financing, Department of Community and Economic Development, 400 North Street, 4th Floor Commonwealth Keystone Building, Harrisburg, PA 17120-0225. Written comments must be received by January 10, 2013, to be included as testimony in the Action Plan.

### Public Hearing

The public hearing will be conducted electronically by means of the Internet. The format will be more accessible in that persons who wish to make a comment or discuss policy may participate on December 21, 2012, directly from their personal computers or from any computer location that has Internet access, such as a public library. Access to the public hearing by means of the Internet will occur between 9 a.m. and 11 a.m.

Individuals or organizations may give testimony or comments by means of the Internet. Comments will be accepted about topics related to community development, housing, homelessness and the content of the Commonwealth's Draft Action Plan for FFY 2013, as well as the process by which public input is gathered. The Commonwealth encourages public participation in this process. Anyone who wants to participate must register in advance. Contact Brenda Bubbs at (717) 720-7404 to receive registration instructions for the Internet meeting at least 24 hours prior to the meeting date. During the hearing, if support is required, call (717) 787-5327. The hearing will be shortened if there is no one to testify or if there is minimal response.

Persons with a disability who wish to attend the public hearing should contact Brenda Bubbs, 4th Floor Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120-0225 or at (717) 720-7404, to discuss how the

Department can accommodate their needs. Text telephone calls can be placed through the Pennsylvania AT&T Relay System at (800) 654-5984. Calls will be relayed to the Department's number listed previously.

### Purpose

The Commonwealth's 2013 Action Plan is the annual update to the Five-Year Consolidated Plan for FFY 2009-2013. This Action Plan will describe how the programs will be administered in 2013. HUD must approve this Plan for the Commonwealth and organizations within this Commonwealth to receive funding under most HUD housing, homelessness and community development programs. Applicants for funding from Federal housing programs must obtain certification that their proposed use of HUD assistance will be consistent with the applicable plan for the area. The Consolidated Plan creates a unified strategy for housing, homelessness and community development programs, as well as the necessary linkages for building successful neighborhoods and communities.

The plan will have a major impact on the type, location and number of affordable housing units generated and preserved in this Commonwealth, as well as the infrastructure and public facilities, services and other economic and community development initiatives that communities in this Commonwealth will undertake.

### Content

The Consolidated Plan for FFY 2009-2013 will be updated by means of this document. The most significant change is the inclusion of the Community Development Block Grant for Disaster Recovery Program, which is a component of CDBG, and is to be used by the Commonwealth to guide the distribution of the initial allocation of \$27,142,501 toward meeting unmet housing, infrastructure and economic revitalization needs in counties designated as Presidential Disaster Areas during 2011 as further directed by Pub. L. No. 112-55 and HUD's Notice of Funding Availability provided at 77 FR 22583 (April 16, 2012). In addition, the Commonwealth will conduct an analysis of impediments to Fair Housing and will update its Commonwealth Fair Housing Plan.

### Public Review

The Consolidated Plan is available on the Internet or in hardcopy for public comment December 10, 2012, through January 10, 2013, at the locations listed as follows:

1. County Offices, DCED Regional Offices and Pennsylvania's 27 District Libraries: call (717) 720-7404 for the locations.
2. Audio Cassette copies of the Consolidated Plan can be obtained by contacting the Tri-County Branch of the Pennsylvania Association of the Blind: Harrisburg Area Radio Reading Services, 1800 North Second Street, Harrisburg, PA 17102, (717) 238-2531.
3. The Draft Action Plan 2013 can be viewed on the Internet at <http://www.newpa.com/community/documents-publications>.

The final plan will be made available again at these same locations following HUD approval.

C. ALAN WALKER,  
Secretary

[Pa.B. Doc. No. 12-2388. Filed for public inspection December 7, 2012, 9:00 a.m.]

# DEPARTMENT OF ENVIRONMENTAL PROTECTION

## Applications, Actions and Special Notices

### APPLICATIONS

#### THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications concern, but are not limited to, discharges regarding industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFO). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Waste; Discharge into Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

For NPDES renewal applications in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements. For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 Individual Permits and Individual Stormwater Construction Permits in Sections IV and VI, the Department, based upon preliminary reviews, has made tentative determinations of proposed effluent limitations and other terms and conditions for the permit applications. In accordance with 25 Pa. Code § 92a.32(d), the proposed discharge of stormwater associated with construction activities will be managed in accordance with the requirements of 25 Pa. Code Chapter 102. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the United States Environmental Protection Agency (EPA) Region III Administrator has waived the right to review or object to proposed NPDES permit actions under the waiver provision in 40 CFR 123.24(d).

Persons wishing to comment on NPDES applications are invited to submit statements to the contact office noted before the application within 30 days from the date of this public notice. Persons wishing to comment on WQM permit applications are invited to submit statements to the office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the applications. A comment submittal should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests for public hearings on applications. A public hearing may be held if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. The Department will postpone its final determination until after a public hearing is held.

Persons with a disability who require an auxiliary aid, service, including TDD users, or other accommodations to seek additional information should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

#### I. NPDES Renewal Applications

*Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0053261 (Industrial)	Praxair, Inc. 90 Commerce Way Stockertown, PA 18083	Northampton County Stockertown Borough	Bushkill Creek (01F)	Y

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N?</i>
PA0102555 (Sewage)	Rocco A Defranco SFT 1593 Silver Creek Road, Johnsonburg, PA 15845	Elk County Jones Township	Silver Creek (17-A)	Y
PA0102326 (Sewage)	Mercer State Correction Institute 801 Butler Pike Box 6747 Mercer, PA 16137	Mercer County Findley Township	Neshannock Creek (20-A)	Y
PA0035513 (Sewage)	PA DOT Rest Area E, located on I-80 Eastbound, Mercer, PA 16137	Mercer County Shenango Township	Unnamed Tributary to the Shenango River (20-A)	Y

## II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications

*Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401*

**PA0051985 A-1**, Sewage, SIC Code 4952, **Horsham Water & Sewer Authority**, 617 Horsham Road, Horsham, PA 19044. Facility Name: Park Creek STP. This existing facility is located in Horsham Township, **Montgomery County**.

Description of Activity: The application is for an amendment of the existing NPDES permit to increase the permitted discharge flow from 1.0 million gallon per day of treated sewage effluent to 2.25 million gallons per day.

The receiving stream(s), Park Creek, is located in State Water Plan watershed 2-F and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 2.25 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Instant. Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
CBOD <sub>5</sub>						
May 1 - Oct 31 (Interim) (effective date thru comple- tion of plant expansion)	83	125	XXX	10	15	20
Nov 1 - Apr 30 (Interim) (effective date thru comple- tion of plant expansion)	167	250	XXX	20	30	40
May 1 - Oct 31 (Final) (completion of plant expan- sion thru expiration date)	187	281	XXX	10	15	20
Nov 1 - Apr 30 (Final) (completion of plant expan- sion thru expiration date)	375	563	XXX	20	30	40
Total Suspended Solids (Interim) (effective date thru comple- tion of plant expansion)	250	375	XXX	30	45	60
(Final) (completion of plant expan- sion thru expiration date)	563	844	XXX	30	45	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200 Geo Mean	XXX	1,000

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Instant. Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Nitrate-Nitrite as N						
Jul 1 - Oct 31 (Interim) (effective date thru comple- tion of plant expansion)	71.0	XXX	XXX	8.5	XXX	17.0
Jul 1 - Oct 31 (Final) (completion of plant expan- sion thru expiration date)	167.0	XXX	XXX	8.9	XXX	17.8
Nov 1 - Jun 30	Report	XXX	XXX	Report	XXX	Report
Ammonia-Nitrogen						
May 1 - Oct 31 (Interim) (effective date thru comple- tion of plant expansion)	21.0	XXX	XXX	2.5	XXX	5.0
Nov 1 - Apr 30 (Interim) (effective date thru comple- tion of plant expansion)	33.0	XXX	XXX	4.0	XXX	8.0
May 1 - Oct 31 (Final) (completion of plant expan- sion thru expiration date)	39.4	XXX	XXX	2.1	XXX	4.2
Nov 1 - Apr 30 (Final) (completion of plant expan- sion thru expiration date)	75.0	XXX	XXX	4.0	XXX	8.0
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	Report
Total Phosphorus						
Apr 1 - Oct 31 (Interim) (effective date thru 2/28/13)	17.0	XXX	XXX	2.0	XXX	4.0
Apr 1 - Oct 31 (Interim) (3/1/13 thru completion of plant expansion)	7.3	XXX	XXX	0.9	XXX	1.8
Nov 1 - Mar 31 (Interim) (3/1/13 thru completion of plant expansion)	14.6	XXX	XXX	1.8	XXX	3.6
Nov 1 - Mar 31 (Interim) (effective date thru 2/28/13)	Report	XXX	XXX	Report	XXX	Report
Apr 1 - Oct 31 (Final) (completion of plant expan- sion thru expiration date)	11.1	XXX	XXX	0.6	XXX	1.2
Nov 1 - Mar 31 (Final) (completion of plant expan- sion thru expiration date)	22.2	XXX	XXX	1.2	XXX	2.4
Total Copper						
(Interim) (effective date thru comple- tion of plant expansion)	XXX	XXX	XXX	Report	Report Daily Max	XXX
(Final) (completion of plant expan- sion thru expiration date)	XXX	XXX	XXX	0.025	0.038 Daily Max	XXX
Total Lead	XXX	XXX	XXX	Report	Report Daily Max	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of an average stormwater event.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Annual Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH (S.U.)	XXX	XXX	XXX	Report	Report	XXX
CBOD <sub>5</sub>	XXX	XXX	XXX	Report	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	Report	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	Report	XXX
Oil and Grease	XXX	XXX	XXX	Report	Report	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	Report	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	Report	XXX
Total Phosphorus	XXX	XXX	XXX	Report	Report	XXX
Dissolved Iron	XXX	XXX	XXX	Report	Report	XXX

In addition, the permit contains the following major special conditions:

- Notification of designation of responsible operator
- Definition of average weekly
- Remedial measures if public nuisance
- No stormwater to sanitary sewers
- Necessary easements
- Small stream discharge
- Change in ownership
- Proper sludge disposal
- TMDL data submission
- Operator training
- Whole effluent toxicity testing with renewal
- Instantaneous maximum limitations
- Operations and maintenance plan
- Laboratory certification
- Fecal coliform reporting
- Copper limit/compliance schedule
- Stormwater requirements

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910.

The EPA Waiver is not in effect.

**PA0027634**, SIC Code 4941, **PA American Water**, 800 West Hershey Park Drive, Hershey, PA 17033. Facility Name: PA American Water Yardley District. This existing facility is located in Lower Makefield Township, **Bucks County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated water.

The receiving stream(s), Brock Creek, is located in State Water Plan watershed 2-E and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.402 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.0
Total Suspended Solids	67	134	XXX	20	40	50
Total Aluminum	2.4	4.8	XXX	0.7	1.4	1.8
Total Iron	6.7	13.4	XXX	2.0	4.0	5.0
Total Manganese	3.4	6.7	XXX	1.0	2.0	2.5



The proposed effluent limits for Outfall 002 are based on a design flow of 0.402 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.0
Total Suspended Solids	67	134	XXX	20	40	50
Total Aluminum	2.4	4.8	XXX	0.7	1.4	1.8
Total Iron	6.7	13.4	XXX	2.0	4.0	5.0
Total Manganese	3.4	6.7	XXX	1.0	2.0	2.5

In addition, the permit contains the following major special conditions:

- Remedial Measures if Unsatisfactory Effluent
- Small Stream Discharge
- BAT/BCT Guidelines
- Change in Ownership
- Proper Sludge Disposal
- TMDL/WLA Analysis
- 2/Month Monitoring
- Lab Certificate
- TRC Minimization
- Sedimentation Basin Cleaning Operations
- Discharge to Special Protection Waters (SPW)

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910.

The EPA Waiver is in effect.

**PA0054704**, Sewage, SIC Code 8099, **Qtown Properties LLC**, 1620 Wrightstown Road, Newtown, PA 18940. Facility Name: Success Rehabilitation Clinic WWTP. This existing facility is located in East Rockhill Township, **Bucks County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated sewage.

The receiving stream(s), Unnamed Tributary of Tohickon Creek, is located in State Water Plan watershed 2-D and is classified for Trout Stocking and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0077 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Minimum</i>	<i>Average Monthly</i>	<i>Instant. Maximum</i>	
Flow (GPD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.05	XXX	0.12
CBOD <sub>5</sub>	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	2.0	XXX	4.0
Nov 1 - Apr 30	XXX	XXX	XXX	6.0	XXX	12.0
Total Phosphorus	0.0321	XXX	XXX	0.5	XXX	1.0

In addition, the permit contains the following major special conditions:

- Notification of Designation of Responsible Operator
- Abandon STP when Public Sewers Becomes Available
- No Stormwater to Sewers
- Remedial Measures
- Necessary Property Rights
- Small Stream Discharge
- Chlorine Minimization



- Proper Sludge Disposal
- Change of Ownership
- Imax Limits
- Operator Training
- SPW Discharge
- Fecal Coliform Reporting

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910.

The EPA Waiver is in effect.

*Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511*

**PA0007919**, Industrial Waste, SIC Code 2621, **Cascades Tissue Pennsylvania, a Division of Cascades Tissue Group, LLC**, 901 Sathers Drive, Grimes Industrial Park, Pittston Township, PA 18640. Facility Name: Cascades Tissue Group Paper Mill. This existing facility is located in Ransom Township, **Lackawanna County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Industrial Waste.

The receiving stream, the Susquehanna River, is located in State Water Plan watershed 04G and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

Proposed effluent limits for Outfalls 002, 003 and 004 (Stormwater)

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
pH (S.U.)	XXX	XXX	Report	XXX	XXX	Report
CBOD <sub>5</sub>	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 005 are based on a design flow of 0.335 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0

The proposed effluent limits for Outfall 101 are based on a design flow of 1.86 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
BOD <sub>5</sub>	2,130	4,110	XXX	Report	Report	XXX
Total Suspended Solids	2,760	5,115	XXX	Report	Report	XXX
Oil and Grease	XXX	XXX	XXX	15	30	XXX

The proposed effluent limits for Outfall 201 are based on a design flow of 0.0011 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	1.5	XXX	2.5
CBOD <sub>5</sub>	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000

Chesapeake Bay Requirements - combined effluent from Outfalls 101, 201 and 005.

<i>Parameters</i>	<i>Mass (lbs)</i>		<i>Concentration (mg/l)</i>		
	<i>Monthly</i>	<i>Annual</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>
Ammonia-Nitrogen	Report	Report	XXX	Report	XXX
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Total Nitrogen Effluent Net	Report	40,569	XXX	XXX	XXX
Total Phosphorus Effluent Net	Report	1,941	XXX	XXX	XXX

In addition, the permit contains the following major special conditions:

- Chesapeake Bay Schedule
- Chesapeake Bay Nutrient Schedule
- Requirements Applicable to Stormwater Outfalls
- Chemical Additives

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA Waiver is not in effect.

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.*

**PA0248029**, Sewage, SIC Code 4952, **Hustontown Joint Sewer Authority Fulton County**, PO Box 606, Hustontown, PA 17229-0606. Facility Name: Hustontown STP. This existing facility is located in Dublin Township, **Fulton County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Unnamed Tributary to Lamberson Branch, is located in State Water Plan watershed 12-C and is classified for High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.028 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	ND*	XXX	ND*
CBOD <sub>5</sub>	2.3	3.5	XXX	10	15	20
		Wkly Avg				
BOD <sub>5</sub>						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	2.3	3.5	XXX	10	15	20
		Wkly Avg				
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1000
				Geo Mean		
Ammonia-Nitrogen						
May 1 - Oct 31	0.3	XXX	XXX	1.4	XXX	2.8
Mar 1 - Apr 30,	0.9	XXX	XXX	4.2	XXX	8.4
Nov 1 - Jan 31						

ND = non-detect

The proposed monitoring requirements and, where appropriate, effluent limits for implementation of the Chesapeake Bay Tributary Strategy are as follows for Outfall 001.

<i>Parameters</i>	<i>Mass (lbs)</i>		<i>Concentration (mg/l)</i>		
	<i>Monthly</i>	<i>Annual</i>	<i>Minimum</i>	<i>Monthly Average</i>	<i>Maximum</i>
Ammonia—N	Report	Report	XXX	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX

<i>Parameters</i>	<i>Mass (lbs)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen	Report	682	XXX	XXX	XXX
Net Total Phosphorus	Report	85	XXX	XXX	XXX

This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document #392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is in effect.

*Northcentral Region: Clean Water Program Manager, 208 West Third Street, Williamsport, PA 17701*

**PAS314803**, Storm Water, SIC Code 1389, **Baker Hughes Oilfield Operations Inc.**, 17021 Aldine Westfield Road, Houston, TX 77073-5011. Facility Name: Baker Hughes Lamar District. This proposed facility is located in Lamar Township, **Clinton County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of treated Storm Water.

The receiving stream(s), Unnamed Tributary to Fishing Creek, is located in State Water Plan watershed 9-C and is classified for High Quality Waters—Cold Water Fishes and, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-327-3693.

The EPA Waiver is in effect.

*Southwest Regional Office: Regional Manager, Water Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; 412-442-4000*

**PA0000272**, Industrial Waste, SIC Code 4941, **PA American Water**, 60 Elrama Road, Elrama, PA 15038. Facility Name: PA American Water Aldrich WTP. This existing facility is located in Union Township, **Washington County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated process water from the Aldrich Plant in Union Township, Washington County.

The receiving stream(s), Monongahela River, is located in State Water Plan watershed 19-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.601 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.0
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Total Aluminum	XXX	XXX	XXX	4.0	XXX	8.0
Total Iron	XXX	XXX	XXX	2.0	XXX	4.0
Total Manganese	XXX	XXX	XXX	1.0	XXX	2.0

In addition, the permit contains the following major special conditions:

- None

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 412-442-4000.

The EPA Waiver is in effect.

**PA0001775**, Sewage, SIC Code 1221, **Mcfadden Machine Co. Inc.**, 160 Hill Road, Blairsville, PA 15717-5917. Facility Name: Mcfadden Machine Co. STP. This existing facility is located in Black Lick Township, **Indiana County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream, Unnamed Tributary to Muddy Run, is located in State Water Plan watershed 18-D and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 002 are based on a design flow of 0.0015MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Average Monthly</i>		
Flow (MGD)	0.0015	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	1.4	XXX	3.3
CBOD <sub>5</sub>	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	6.4	XXX	12.8
Nov 1 - Apr 30	XXX	XXX	XXX	19.2	XXX	38.4

The EPA Waiver is in effect.

**PA0254614**, Sewage, **Cumberland Resources, LP**, 158 Portal Road, Waynesburg, PA 15370. Facility Name: Cumberland Mine Portal No. 9 STP. This proposed facility is located in Center Township, **Greene County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of treated sewage.

The receiving stream(s), Maple Run, is located in State Water Plan Watershed 19-B and is classified for High Quality Waters - Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.022 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>		
Flow (MGD)	0.022	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
CBOD <sub>5</sub>						
May 1 - Oct 31	XXX	XXX	XXX	10	XXX	20
Nov 1 - Apr 30	XXX	XXX	XXX	20	XXX	40
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
Nitrate-Nitrite as N	XXX	XXX	XXX	10	XXX	20
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	2.0	XXX	4.0
Nov 1 - Apr 30	XXX	XXX	XXX	5.5	XXX	11.0
Total Phosphorus	XXX	XXX	XXX	2.0	XXX	4.0

The EPA Waiver is in effect.

**PA0020613**, Sewage, **Waynesburg Borough**, 90 East High Street, Waynesburg, PA 15370. Facility Name: Waynesburg STP. This existing facility is located in Franklin Township, **Greene County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated sewage.

The receiving stream(s), South Fork Tenmile Creek, is located in State Water Plan Watershed 19-B and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.8 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.15	XXX	0.50
CBOD <sub>5</sub>						
May 1 - Oct 31	133.5	200.2	XXX	20	30	40
Nov 1 - Apr 30	166.8	253.5	XXX	25	38	50
BOD <sub>5</sub>						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	200.2	300.2	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Ammonia-Nitrogen						
May 1 - Oct 31	13.3	20.0	XXX	2.0	3.0	4.0
Nov 1 - Apr 30	26.7	40.0	XXX	4.0	6.0	8.0

Other Conditions: Outfalls 002 and 003, which discharge to the receiving waters known as South Fork Tenmile Creek, serve as combined sewer overflows (CSOs) necessitated by stormwater entering the sewer system and exceeding the hydraulic capacity of the sewers and/or the treatment plant. These are permitted to discharge only for such reason. There are at this time no specific effluent limitations on the outfalls. Each discharge shall be monitored for cause, frequency, duration, and quantity of flow.

The permittee shall continue the work to remove the above two CSO Outfalls 002 and 003 from their system, as required in their CSO Long Term Control Plan (LTCP). This LTCP calls for the following actions:

Completion of: Sewer Separation Tasks by the end of 2015, and Submittal and Completion of: Post Construction Compliance Monitoring Plan during the next NPDES permit renewal period.

The EPA Waiver is in effect.

**PA0204340**, Sewage, **Brett Weimer**, 181 Newhouse Road, New Alexandria, PA 15670. Facility Name: New Alexandria Mobile Home Park STP. This existing facility is located in Derry Township, **Westmoreland County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Loyalhanna Creek, is located in State Water Plan Watershed 18-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.00589 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>		
Flow (MGD)	0.00589	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	1.4	XXX	3.3
CBOD <sub>5</sub>	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000

The EPA Waiver is in effect.



**PA0205524**, SIC Code, **Timothy P & Tammie R Rabbitt**, 297 Ford City Road, Freeport, PA 16229. Facility Name: Rabbitt SR STP. This existing facility is located in South Buffalo Township, **Armstrong County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated sewage.

The receiving stream(s), Unnamed Tributary of Hill Run, is located in State Water Plan watershed 18-F and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0004 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Average Monthly</i>		
Flow (MGD)	0.0004	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	Report	XXX	XXX
CBOD <sub>5</sub>	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 412-442-4000.

The EPA Waiver is in effect.

**PA0046230**, Sewage, **Carmichaels-Cumberland Joint Sewer Authority**, PO Box 304, Carmichaels, PA 15320-0304. Facility Name: Carmichaels-Cumberland Joint Sewer Authority WWTP. This existing facility is located in Carmichaels Borough, **Greene County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Muddy Creek, is located in State Water Plan watershed 19-B and is classified as a warm water fishery for, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.8 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.02	XXX	0.03
CBOD <sub>5</sub>						
May 1 - Oct 31	100.1	150.1	XXX	15	22.5	30
Nov 1 - Apr 30	133.4	200.2	XXX	20	30	40
BOD <sub>5</sub>						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	166.8	250.2	XXX	25	37.5	50
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Ammonia-Nitrogen						
May 1 - Oct 31	13.3	20.0	XXX	2.0	3.0	4.0
Nov 1 - Apr 30	23.4	35.4	XXX	3.5	5.3	7.0

The EPA Waiver is in effect.

**PA0217603**, Sewage, **Cumberland Coal Resources LP**, 158 Portal Road, Waynesburg, PA 15370. Facility Name: Cumberland Mine—Bathhouse No. 6 Portal STP. This existing facility is located in Whiteley Township, **Greene County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Unnamed Tributary to Patterson Run, is located in State Water Plan watershed 19G, and is classified for Trout Stock Fishes with existing and/ or potential uses for aquatic life, water supply, and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 022 are based on a design flow of 0.03 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>			<i>Average Monthly</i>		
Flow (MGD)	0.03	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.04	XXX	0.10
CBOD <sub>5</sub>						
May 1 - Oct 31	XXX	XXX	XXX	20	XXX	40
Nov 1 - Apr 30	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000 Geo Mean	XXX	10000
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	2.2	XXX	4.4
Nov 1 - Apr 30	XXX	XXX	XXX	4.9	XXX	9.8

The EPA Waiver is in effect.

**PA0205087**, Sewage, **Scottyland Camping Resort**, 1618 Barron Church Road, Rockwood, PA 15557. Facility Name: Scottyland Camping Resort STP. This existing facility is located in Middlecreek Township, **Somerset County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated sewage.

The receiving stream(s), Lost Creek, is located in State Water Plan watershed 19-E and is classified for High Quality Waters—Cold Water Fishes. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0102 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>			<i>Average Monthly</i>		
Flow (MGD)	0.0102	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	1.4	XXX	3.3
CBOD <sub>5</sub>	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	25	XXX	50
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000 Geo Mean	XXX	10,000

The EPA Waiver is in effect.

### III. WQM Industrial Waste and Sewerage Applications under The Clean Streams Law

*Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790*

**WQM Permit No. 4512401** Sewerage, **RockTenn Converting Company**, PO Box 770, Paper Mill Road, Delaware Water Gap, PA 18327

This proposed facility is located in Smithfield Township, **Monroe County**, PA.

Description of Proposed Action/Activity: This permit application is for upgrades to the facilities existing wastewater treatment facility.

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.*

**WQM Permit No. 0112402**, Sewerage, **Scooter's Mountainside Tavern**, 4578 Chambersburg Road, Biglerville, PA 17307.

This proposed facility is located in Franklin Township, **Adams County**.

Description of Proposed Action/Activity: Seeking approval for the replacement of a failing on-lot system with a small flow treatment facility.

**WQM Permit No. 2212404**, Sewerage, **Lower Paxton Township Authority**, 425 Prince Street, Suite 139, Harrisburg, PA 17109.

This proposed facility is located in Lower Paxton Township, **Dauphin County**.

Description of Proposed Action/Activity: Seeking permit approval for the replacement project of approximately 4,200 lineal feet of existing PVC interceptor with new PVC and ductile iron pipe. The purpose of this project is to eliminate repeat basement backups and manhole overflows that have occurred in the Forest Hills development.

**WQM Permit No. 3608202, Amendment 12-1**, Sewerage, **PPL Holtwood, LLC**, 2 N 9th Street, Mail Stop: GENTW20, Allentown, PA 18101-1179.

This proposed facility is located in Martic Township, **Lancaster County**.

Description of Proposed Action/Activity: Seeking permit approval for the replacement of a new hydroelectric power station with two 65-MW turbine generators, excavation of over 1.5 million cubic yards of earth and rock from within and adjacent to the Susquehanna River to enhance fish passage to the fish lifts. Wastewater will be sent to the OWS system and stormwater will discharge from new stormwater outfalls, Holdwood Redevelopment Project.

*Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**WQM Permit No. WQG016194**, Sewerage, **Sterling Enterprises, LLC**, 167 Camelot Road, Portersville, PA 16051

This proposed facility is located in New Sewickley Township, **Beaver County**

Description of Proposed Action/Activity: Application for the construction and operation of a single residence sewage treatment facility.

**WQM Permit No. 6583401-A5**, Sewerage, **Hempfield Township Municipal Authority**, 1146 Woodward Drive, Greensburg, PA 15601

This existing facility is located in Hempfield Township, **Westmoreland County**

Description of Proposed Action/Activity: Permit amendment application

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#### **IV. NPDES Applications for Stormwater Discharges from MS4**

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#### **V. Applications for NPDES Waiver Stormwater Discharges from MS4**

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#### **VI. NPDES Individual Permit Applications for Discharges of Stormwater Associated with Construction Activities**

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*Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

*Monroe County Conservation District: 8050 Running Valley Road, Stroudsburg, PA 18360, 570-629-3060.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>
PAI024512008	PPL Electric Utilities Two North Ninth St. GENN-3 Allentown, PA 18101	Monroe	Jackson Twp. and Pocono Twp.	Transue Run, HQ-CWF, MF; UNTs to Transue Run, HQ-CWF, MF; Dry Sawmill Run, HQ-CWF, MF; UNTs to Dry Sawmill Run, HQ-CWF, MF; Appenzell Creek, HQ-CWF, MF; Wolf Swamp Run, EV, MF; UNTs to Wolf Swamp Run, EV, MF

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717.705.4802*

<i>Permit #</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>
PAI030712004	Logan Township Supervisors 100 Chief Logan Cir. Altoona, PA 16602	Blair	Logan Township	Mill Run (HQ, CWF, MF), Dry Gap Run (HQ, CWF, MF), Spring Run (WWF, MF)

*Southwest Region: Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. (412) 442.4315*

<i>Permit No.</i>	<i>Applicant &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAI053012003	West Green School District 1367 Hargus Creek Rd Waynesburg, PA 15370	Greene	Center Township	Hargus Creek (HQ-WWF)
PAI056312005	South Strabane Township 550 Washington Road Washington, PA 15301	Washington	South Strabane Township	UNT to Little Chartiers Creek (HQ-WWF)

*Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

*Erie Conservation District, 1927 Wager Road, Erie Pa 16509*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI062509002(2)	Erie Regional Airport Authority 4411 West 12th Street Erie PA 16505-0393	Erie	Millcreek and Girard Townships	Marshall Run CWF; Wilkins Run CWF; Crooked Creek HQ

#### **VII. List of NOIs for NPDES and/or Other General Permit Types**

PAG-12      CAFOs

### **STATE CONSERVATION COMMISSION**

#### **PROPOSED NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs**

This notice provides information about agricultural operations that have submitted nutrient management plans (NMPs) for approval under 3 Pa.C.S. Chapter 5 and that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent (NOIs) for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Based upon preliminary reviews, the State Conservation Commission (SCC) or County Conservation Districts (CCD) working under a delegation agreement with the SCC have completed an administrative review of NMPs described. These NMPs are published as proposed plans for comment prior to taking final actions. The NMPs are available for review at the CCD office for the county where the agricultural operation is located. A list of CCD office locations is available at <http://www.nacdnet.org/about/districts/directory/pa.phtml> or can be obtained from the SCC at the office address listed or by calling (717) 787-8821.

Persons wishing to comment on an NMP are invited to submit a statement outlining their comments on the plan to the CCD, with a copy to the SCC for each NMP, within 30 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the NMPs. Comments should include the name, address and telephone number of the writer and a concise statement to inform the SCC of the exact basis of the comments and the relevant facts upon which they are based. Comments should be sent to the SCC, Agriculture Building, Room 310, 2301 North Cameron Street, Harrisburg, PA 17110.

Persons with a disability who require an auxiliary aid, service, including TDD users or other accommodations to seek additional information should contact the SCC through the Pennsylvania AT&T Relay Service at (800) 654-5984.

#### **APPLICATIONS**

##### **NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal / New</i>
Carsonville Farm LP 2716 Powells Valley Road Halifax, PA 17032 Jeff Wagner, Owner 1651 Furnace Hills Road Lititz, PA 17543	Dauphin	1.0	457.93	Layers	N/A	New
Thistle Creek Farm Justin & Eve Beamesderfer 10696 Jonestown Rd Annville, PA 17003	Lebanon	88.3	349.4	Poultry-Broilers, Beef Cattle	NA	Renewal

## PUBLIC WATER SUPPLY (PWS) PERMITS

Under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17), the following parties have applied for PWS permits to construct or substantially modify public water systems.

Persons wishing to comment on permit applications are invited to submit statements to the office listed before the application within 30 days of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding an application. A comment should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held after consideration of comments received during the 30-day public comment period.

Following the comment period, the Department will make a final determination regarding the proposed permit. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The permit application and related documents are on file at the office listed before the application and available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

Persons with a disability that require an auxiliary aid, service or other accommodations to participate during the 30-day public comment period should contact the office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

### SAFE DRINKING WATER

#### Applications Received Under the Pennsylvania Safe Drinking Water Act

*Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-4745*

##### Permit No. 3012506, Public Water Supply.

Applicant	<b>Southwestern Pennsylvania Water Authority</b> 1442 Jefferson Road Jefferson, PA 15344
[Township or Borough]	Cumberland Township
Responsible Official	John Golding, Manager Southwestern Pennsylvania Water Authority 1442 Jefferson Road Jefferson, PA 15344
Type of Facility	Water system
Consulting Engineer	Bankson Engineers, Inc. 267 Blue Run Road PO Box 200 Indianola, PA 15051
Application Received Date	November 8, 2012

Description of Action	Replacement of two raw water pumps with two new higher capacity pumps.
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#### MINOR AMENDMENT

#### Applications Received Under the Pennsylvania Safe Drinking Water Act

*Northeast Region: Water Supply Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790*

##### Application No. 4812508MA, Minor Amendment.

Applicant	<b>Mr. Alfred Pierce dba Kellows Mobile Home Park</b> 124 Belvidere Street Nazareth, PA. 18064
[Township or Borough]	Upper Nazareth Township <b>Northampton County</b>
Responsible Official	Mr. Alfred Pierce Executor
Type of Facility	Public Water Supply
Consulting Engineer	Mr. David Wieller, PE. Borton-Lawson Engineers 3897 Adler Place Bethlehem, PA 18017
Application Received Date	9/28/12
Description of Action	This project provides for the construction of an additional chlorine contact chamber so that the water supply facility can achieve the necessary chlorine contact time in order to comply with the requirements of the Ground Water Rule.

*Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-4745*

##### Application No. 0312506MA Minor Amendment.

Applicant	<b>Manor Township Joint Municipal Authority</b> 2310 Pleasant View Drive Ford City, PA 16226
[Township or Borough]	Kittanning and Manor Townships
Responsible Official	April Winklmann, Manager Manor Township Joint Municipal Authority 2310 Pleasant View Drive Ford City, PA 16226
Type of Facility	Water system
Consulting Engineer	Bankson Engineers, Inc. 267 Blue Run Road PO Box 200 Indianola, PA 15051
Application Received Date	November 19, 2012
Description of Action	Installation of approximately 4,450 feet of 8-inch diameter waterline.



*Northwest Region: Water Supply Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**Application No. 2491502-MA2, Minor Amendment.**

Applicant	<b>Ridgway Borough Water Plant</b>
Township or Borough	Ridgway Borough/Township
Responsible Official	Richard McKnight
Type of Facility	Public Water Supply
Consulting Engineer	August E. Maas, P.E. Hill Engineering, Inc. 8 Gibson Street North East, PA 16428
Application Received Date	October 31, 2012
Description of Action	New coagulant for raw water.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 1

#### **Acknowledgment of Notices of Intent to Remediate Submitted under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907)**

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of the site. For the following site, proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is located, may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified as follows. During

this comment period, the municipality may request that the person identified as the remediator of the site develop and implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of the site.

For further information concerning the content of a Notice of Intent to Remediate, contact the environmental cleanup program manager in the Department regional office listed before the notice. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following Notices of Intent to Remediate:

*Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**Former Harrisburg Toyota / Hartman Motorcars Company**, 6060 Allentown Boulevard, Harrisburg, PA 17112, Lower Paxton Township, **Dauphin County**. Earth Engineering, Inc., 5010 Ritter Road, Suite 116, Mechanicsburg, PA 17055, on behalf of Calvert Hartman, 2376 Forest Hills Drive, Harrisburg, PA 17112, submitted a Notice of Intent to Remediate site soils contaminated with gasoline released from an unregulated underground storage tank. The site will be remediated to the Residential Statewide Health standard. Future use of the site remains an automotive sales and repair facility.

**Winter Center @ Millersville University**, 60 West Cottage Avenue, Millersville, PA 17551, Millersville Borough, **Lancaster County**. GCI Environmental Services, 1250 East King Street, Lancaster, PA 17602, on behalf of Millersville University P.O. Box 1002, Millersville, PA 17551, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with No. 2 fuel oil. The site will be remediated to the Site-Specific and Residential Statewide Health standards. The site will continue to be utilized by the university.

*Northwest Region: Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**Metal Powder Products (Fmr. Carbon City Products)**, City of St. Marys, **Elk County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601 on behalf of Metal Powder Products, LLC., 16855 Southpark Drive, Suite 100, Westfield, IN 46074 has submitted a Notice of Intent to Remediate. As a result of historic manufacturing processes of the powder metallurgy industry at the site, soils have been contaminated with Trichloroethene, Vinyl Chloride, 1,3,5-Trimethylbenzene and groundwater has been contaminated with Trichloroethene, cis-1,2-Dichloroethene, Vinyl Chloride, 1,1,1-Trichloroethane, 1,1-Dichloroethene, and 1,1-Dichloroethane. The Notice of Intent to Remediate was published in *The Daily Press* on November 12, 2012. The Site-Specific Standard has been selected for remediation of the site.

## AIR QUALITY

### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS NEW SOURCES AND MODIFICATIONS

The Department has developed an “integrated” plan approval, State Operating Permit and Title V Operating Permit program. This integrated approach is designed to make the permitting process more efficient for the De-

partment, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

The Department received applications for Plan Approvals or Operating Permits from the following facilities.

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the regional office listed before the applications. Persons interested in reviewing the application files should contact the appropriate regional office to schedule appointments.

Persons wishing to receive a copy of a proposed Plan Approval or Operating Permit shall indicate interests to the Department regional office within 30 days of the date of this notice and shall file protests or comments on a proposed Plan Approval or Operating Permit within 30 days of the Department providing a copy of the proposed documents to persons or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that hearings be held concerning a proposed Plan Approval or Operating Permit. A comment or protest filed with the Department regional office shall include a concise statement of the objections to the issuance of the Plan Approval or Operating Permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior to the date of the hearing.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the regional office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121–143, the Federal Clean Air Act (42 U.S.C.A. §§ 7401–7671q) and regulations adopted under the Federal Clean Air Act.

**Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act (35 P.S. §§ 4001–4015) and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.**

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920*

**09-0024J: Waste Management of Pennsylvania, Inc.** (1000 New Ford Mill Rd, Morrisville, PA 19067) for a landfill expansion known as the Valley Fill, at the Tullytown Resource and Recovery Facility (TRRF) in Tullytown Borough, **Bucks County**. TRRF is a major facility. The Valley Fill will “piggyback” an area of approximately six acres of the existing TRRF. Emissions of volatile organic compounds (VOC) and hazardous air pollutants (HAPs) shall be controlled by both an interim and final landfill gas collection and control system (GCCS). Landfill gas collected by the GCCS will be routed to an off-site user with a portion used in an on-site engine

to generate power for on-site use. Two existing flares at the TRRF have sufficient capacity to serve as back-up control devices in the event the landfill gas cannot be transmitted to the end users. The final GCCS shall be designed and operated according to the specifications and operational standards of the New Source Standards of Performance (NSPS) for Municipal Solid Waste Landfills 40 CFR Part 60, Subpart WWW. The interim and final GCCS comprise Best Available Technology (BAT) for the source. The Valley Fill shall be limited to controlled emissions increases of 10.5 tons/yr of volatile organic compounds (VOC) and 1.0 tons/yr of hazardous air pollutants (HAPs), calculated after closure. Emissions of particulate matter (PM<sub>10</sub>/PM<sub>2.5</sub>) from landfill operations will remain below 100 tons/yr, as currently permitted. Emissions from the flares will remain below existing permitted levels. The facility is also subject to the requirements of National Emissions Standard for Hazardous Air Pollutants for Source Categories (Maximum Achievable Control Technology), Subpart AAAA: Municipal Solid Waste Landfills and will comply with all applicable requirements. The Plan Approval contains conditions for monitoring and recordkeeping designed to keep the facility operating within all applicable air quality requirements.

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790*

*Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**58-399-037: William Field Service Company, LLC** (1605 Coraopolis Heights Road, Moon Township, PA 15108) for construction and operation of the Zick Compressor Station, which will consist of the following; two (2) (CAT G3612LE) Caterpillar natural gas fired compressor engines and two (2) (CAT G3608LE) Caterpillar natural gas fired compressor engines. Additionally the following equipment permitted by Permit 58-399-020GP5 will be incorporated into permit 58-399-037; three (3) (CAT G3516B) Caterpillar natural gas fired compressor engines, three (3) dehydration unit with reboiler, one (1) emergency generator (CAT 3516B), six (6) produced water tanks, and Enclosed Flare. The VOC emissions from the facility will not equal or exceed 50 TPY, based on a 12-month rolling sum. The NO<sub>x</sub> emissions from the facility will not equal or exceed 100 TPY, based on a 12-month rolling sum. Total PM, SO<sub>x</sub>, and CO emissions from the facility will not equal or exceed 100 TPY, based on a 12-month rolling sum. The HAPs from the facility must never equal or exceed 10 TPY of any single HAP and must never equal or exceed 25 TPY of all aggregated HAPs, based on a 12-month rolling sum at its Zick Compressor Station facility in Lenox Township, **Susquehanna County**. The plan approval will include all appropriate testing, monitoring, recordkeeping and reporting requirements designed to keep the operations within all applicable air quality requirements.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701*

*Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648*

**17-00067A: EOG Resources, Inc.** (400 Southpointe Blvd, Plaza 1 Suite 300, Canonsburg, PA 15317) for a plan approval to construct two new Caterpillar G3608LE four-stroke lean-burn natural-gas fired compressor engines each rated 2370 bhp each equipped with an oxidation catalyst and a 100 MMscf/day J.W. Williams glycol dehydrator at the Tyler Road compressor station located in Lawrence Township, **Clearfield County**. This applica-

tion is subject to the Best Available Technology (BAT) requirements of 25 Pa. Code §§ 127.1 and 127.12. The facility's total particulate matter (PM) including total PM<sub>10</sub> and total PM<sub>2.5</sub> emissions are 3.23 tons in any 12 consecutive month period, nitrogen oxides emissions are 23.31 tons in any 12 consecutive month period, carbon monoxide emissions are 7.72 tons in any 12 consecutive month period, volatile organic compounds emissions are 13.21 tons in any 12 consecutive month period, total hazardous air pollutants emissions are 1.85 tons in any 12 consecutive month period, sulfur oxides emissions are 0.08 ton in any 12 consecutive month period, and greenhouse gas emissions are 29,416 tons in any 12 consecutive month period. The Department has determined that the proposed levels of the air contaminants emissions satisfy the Department's BAT requirements.

The facility is also subject to the following federal standards: Subpart JJJJ of the Standards of Performance for New Stationary Sources, 40 CFR 60.4230 through 60.4248 (Standards of Performance for Stationary Spark Ignition Internal Combustion Engines), Subpart OOOO of the Standards of Performance for New Stationary Sources, 40 CFR 60.5360 through 60.5430 (Standards of Performance for Crude Oil and Natural Gas Production, Transmission, and Distribution), Subpart ZZZZ of the National Emission Standards for Hazardous Air Pollutants for Source Categories, 40 CFR 63.6580 through 63.6675 (National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines), and Subpart HH of the National Emission Standards for Hazardous Air Pollutants for Source Categories, 40 CFR 63.760—63.777 (National Emission Standards for Hazardous Air Pollutants from Oil and Natural Gas Production Facilities). The Department has determined that this facility satisfies all applicable requirements of these subparts.

Based on the findings presented above, the Department intends to issue a plan approval for the proposed project. The following is a summary of the conditions that the Department proposes to place in the plan approval to be issued to ensure compliance with all applicable air quality regulatory requirements:

1. Pursuant to the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12, the two 2370 brake horsepower, natural-gas fired reciprocating internal combustion engines shall incorporate a "clean burn" electronic control system to control NO<sub>x</sub> emissions. Additionally, the carbon monoxide, volatile organic compounds, and formaldehyde emissions from each engine shall be controlled by an Emit Technologies model ELX-6200H-2022F-63CEE-362 oxidation catalyst unit. The permittee shall not operate any of the engines without the simultaneous operation of each respective oxidation catalyst at any time.

2. Pursuant to the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall only use natural gas as fuel for each engine in this plan approval.

1. Pursuant to the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12, the following air contaminant emissions from the exhaust of the respective oxidation catalyst associated with its respective engine (Source IDs P101 and P102) shall not exceed the limitations listed below:

(a) nitrogen oxides (NO<sub>x</sub>, expressed as NO<sub>2</sub>)—0.50 gm/bhp-hr, 2.61 lb/hr, and 11.44 tons in any 12 consecutive month period,

(b) carbon monoxide (CO)—0.16 gm/bhp-hr, 0.84 lb/hr and 3.68 tons in any 12 consecutive month period,

(c) volatile organic compounds (VOC)—0.22 gm/bhp-hr, 1.15 lb/hr, and 5.04 tons in any 12 consecutive month period,

(d) particulate matter (PM/PM<sub>10</sub>)—0.07 gm/bhp-hr, 0.34 lb/hr and 1.60 tons in any 12 consecutive month period,

(e) formaldehyde—0.03 gm/bhp-hr, 0.16 lb/hr and 0.70 tons in any 12 consecutive month period.

(f) sulfur oxides (SO<sub>x</sub>, expressed as SO<sub>2</sub>) emissions to not exceed 2 parts per million, by volume, dry basis.

(g) Total hazardous air pollutants (HAPs)—0.04 gm/bhp-hr, 0.21 lb/hr and 0.92 tons in any 12 consecutive month period.

2. Pursuant to the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12, each oxidation catalyst shall reduce the carbon monoxide emissions by at least 94% from its respective engine.

3. Pursuant to the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall equip each oxidation catalyst with instrumentation to monitor and record pressure drop across each oxidation catalyst and the inlet gas temperature of each oxidation catalyst and shall monitor these parameters on a continuous basis.

4. The permittee shall comply with all applicable requirements of Subpart ZZZZ of the National Emission Standards for Hazardous Air Pollutants for each engine in this plan approval as specified in 40 CFR Sections 63.6580—63.6675.

5. The permittee shall comply with 40 CFR Sections 60.4233(e), 60.4234; 60.4243(b)(2)(ii); 60.4244; and 60.4245(a), (c), and (d) of Subpart JJJJ of the Standards of Performance for New Stationary Sources for each engine in this plan approval as specified in 40 CFR Sections 60.4230—60.4248.

6. The permittee shall comply with 40 CFR Sections 60.5370(a), 60.5385; 60.5420(a), (b)(1), (b)(4), (b)(7), (c), and (c)(3) of Subpart OOOO of the Standards of Performance for New Stationary Sources for each engine/reciprocator in this plan approval as specified in 40 CFR Sections 60.5360—60.5430.

7. The permittee shall perform nitrogen oxide (NO<sub>x</sub>, expressed as NO<sub>2</sub>), carbon monoxide, volatile organic compound, and formaldehyde stack tests upon each engine within 120 days from the commencement of operation of each engine to demonstrate compliance with the emission limitations and the carbon monoxide destruction efficiency requirement for each oxidation catalyst associated with each engine.

(a) The performance test shall consist of three (3) separate test runs and each run shall last at least in one (1) hour in duration.

(b) The testing of the inlet and outlet of each oxidation catalyst shall be running simultaneously.

(c) The inlet gas temperature and pressure drop of each oxidation catalyst shall be recorded on a continuous basis during the test. The requirement for the temperature range and pressure drop will be established based upon the recorded data and stack test report.

(d) All testing is to be done using reference method test procedures acceptable to the Department and all testing is to be performed while each engine is operating at +/- 10% of full load.



8. (a) In addition to the stack testing required by this plan approval every 2500 hours of operation and no sooner than forty-five (45) days from the previous test, the owner or operator shall perform periodic monitoring for NO<sub>x</sub> and CO emissions to verify continued compliance upon each of the engines in this plan approval which has a rated capacity greater than 500 brake horsepower and subjected to the BAT as stated in Section B, Conditions 1 and 2, herein. A portable gas analyzer may be used to satisfy the requirements of this condition utilizing three test runs of twenty (20) minutes for each test run. The Department may alter the frequency of portable analyzer tests based on the test results. The frequency of portable gas analyzer tests may be altered with written Departmental approval. The portable gas analyzer shall be used and maintained according to the manufacturer's specifications and the procedures specified in ASTM D 6522 or equivalent as approved by the Department.

(b) The Department reserves the right to require stack tests in accordance with EPA reference methods should the data from the portable analyzer warrant such tests.

9. The permittee shall keep records of the following information:

(a) The supporting calculations on a monthly basis used to demonstrate compliance with the nitrogen oxide, carbon monoxide, volatile organic compound, particulate matter, sulfur oxides, and formaldehyde emission limitations for each engine in any 12 consecutive month period.

(b) The number of hours each engine operates and the amount of fuel used by each engine each calendar year.

(c) The test reports and supporting calculations used to demonstrate compliance with the nitrogen oxide, carbon monoxide, volatile organic compound, and formaldehyde emission limitations and carbon monoxide destruction efficiency for each oxidation catalyst associated with each engine.

(d) The pressure drop across each oxidation catalyst and the inlet gas temperature of each oxidation catalyst on a continuous basis via a data acquisition system.

These records shall be kept for a minimum of five years and shall be made available to the Department upon request.

10. The permittee shall only use natural gas as fuel for the reboiler in the glycol dehy unit.

11. The permittee shall not permit the following air contaminant emissions from the exhaust of the glycol regenerator to exceed the limitations listed below:

- (a) Particulate matter—0.04 gr/dscf and
- (b) Sulfur oxides—500 ppm<sub>dv</sub>
- (c) Volatile organic compounds—2.07 tpy

12. (a) The permittee shall keep comprehensive and accurate records of the following for the glycol dehy unit:

- (a) The hours of operation per calendar year
- (b) The amount of fuel used per calendar year

(c) The supporting calculations, including accurate up-to-date Gly-Calc reports and sample analyses of the gas being dehydrated on a monthly basis used to verify compliance with the particulate matter, sulfur oxides, nitrogen oxides, carbon monoxide, and volatile organic compound emission limitations in any 12 consecutive month period for Source ID P201.

- (d) The actual throughput and glycol circulation rate.

(b) These records shall be kept for a minimum of five years and shall be made available to the Department upon request.

13. The permittee shall comply with 40 CFR Sections 63.760(f)(6), 63.764(e)(1); 63.772(b); 63.774(d)(1), (d)(2), (f), and (g); and 63.775(c), (d), and (f) of Subpart HH of the National Emission Standards for Hazardous Air Pollutants for Source Categories, 40 CFR 63.760—63.777 (National Emission Standards for Hazardous Air Pollutants from Oil and Natural Gas Production Facilities).

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-3693.

Any person(s) wishing to provide the Department with additional information, which they believe should be considered prior to the issuance of this plan approval, may submit the information to the Department of Environmental Protection at the address shown in the preceding paragraph. A 30-day comment period from the date of this publication will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit (specify Plan Approval No. 17-00067A) and concise statements regarding the relevancy of the information or objections to issuance of the plan approval.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department of Environmental Protection determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Environmental Program Manager, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570 327 3648.

*Department of Public Health, Air Management Services:  
321 University Avenue, Philadelphia, PA 19104*

*Contact: Edward Wiener, Chief—Telephone: 215-685-9426*

**AMS 12167: South Eastern Pennsylvania Transportation Authority—Berridge/Courtland Maintenance Shop.** (200 West Wyoming Avenue, Philadelphia, PA 19140) for installations of a pressure washer, a Catalyst Regeneration unit, two engine dynamometer, Paint booth Cyclone/Baghouse and a Degreaser. The plan approval will contain operating, monitoring and recordkeeping requirements to ensure operation within all applicable requirements.

## OPERATING PERMITS

**Intent to Issue Title V Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.**

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**46-00198: Blommer Chocolate Co.** (1101 Blommer Drive, East Greenville, PA 18041) for a renewal of the Title V Operating Permit in Upper Hanover Township, **Montgomery County**. The facility processes cocoa beans and cocoa nibs to create cocoa powder, cocoa butter, and chocolate liquor for utilization in the food industry. As a result of potential emissions of volatile organic compounds (VOCs), the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. As shown in a recent stack test, the inlet gases to the regenerative thermal oxidizer may at contain low concentrations of VOCs, so the efficiency of the thermal oxidizer may not reach 98 percent as permitted. The regenerative thermal oxidizer does reduce VOC emissions to less than 20 ppmv, as methane (6 ppmv, as propane), which corresponds to a mass emission rate of 0.09 pound VOC per hour (0.39 ton VOC per year). Language was added to the Title V Operating Permit reflecting the reduction of VOC emissions below these levels. Frequency of monitoring and recording pressure drops across baghouses were changed from daily to weekly due to data provided by the facility showing little or no changes in pressure drop across each baghouse from week to week. The changes to condition in the permit does not reflect any change in air emissions from this facility.

**23-00084: FPL Energy MH50, L.P.** (100 Green Street, Marcus Hook, PA 19061-0426) for a renewal of the Title V Operating Permit in the Borough of Marcus Hook, **Delaware County**. The facility is primarily used for providing steam to processes at the Sunoco Refinery and electrical energy to the grid. As a result of potential emissions of nitrogen oxides, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Renewal does not adopt any new regulations and does not reflect any change in air emissions from the facility. The facility is not subject to Compliance Assurance Monitoring (CAM) pursuant to 40 CFR Part 64. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790*

*Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**39-00040: Carpenter Company** (P. O. Box 129, 57A Olin Way, Fogelsville, PA 18051-0519) for renewal of a Title V Operating Permit in Upper Macungie Township, **Lehigh County**. The facility's major source of emissions includes the Plastic Material and Resins manufacturing area which primarily emits Volatile Organic Compounds (VOCs). The actual emissions of the pollutants from the facility for 2011 are, NO<sub>x</sub>: 2.3790 TPY (tons per year), CO: 1.9990 TPY, SO<sub>x</sub>: 0.0140, VOC: 34.9360 TPY, PM-10: 0.0720 TPY and HAPs: 0.51 TPY. These sources have the potential to emit major quantities of regulated pollutants above Title V emission thresholds. The proposed Title V Operating Permit contains all applicable requirements including Federal and State regulations.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.*

**67-05007: Adhesives Research, Inc.** (P. O. Box 100, Glen Rock, PA 17327-0100) for modification of the Title V permit for the adhesives manufacturing facility located in Springfield Township, **York County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to modify an Air Quality Operating Permit for the abovementioned facility. The modification generally involves the following changes:

- fully incorporate 40 CFR Part 63, Subpart 5H
- fully incorporate 40 CFR Part 63, Subpart 2S
- fully incorporate 40 CFR Part 63, Subpart 4Z
- fully incorporate 40 CFR Part 60, Subpart 4I
- added provision regarding future changes to federal regulations incorporated in the permit
- show the addition of oxidizer control devices to Source 115 (now shown as two sources: 115A and 115B)
- show the removal of one Churn from Source 115 (now shown as two sources: 115A and 115B)
- show the replacement of the emergency generator that was the subject of Source 118, pursuant to an RFD dated 7/22/11
- show the addition of two emergency generators at the facility, pursuant to an RFD dated 7/22/11
- show the removal of three vent condensers (C06, C07 and C08)
- added source 125, diesel fire pump
- show the replacement of a 12.6 MMBtu/hr natural gas-fired boiler with a 8.4 MMBtu/hr natural gas-fired boiler
- changed Source 123 (R-Coater) from Group G01 (Subpart RR) to Group G02 (Subpart 4J).
- increase the required minimum temperature of the REECO RTO to 1,545°F, with a provision that this temperature may be modified based on future testing.
- added requirement that the oxidizers in the new Subpart 5H source group be used to control emissions from the Source 115 vessels at all times that those vessels are operating or generating emissions.

The various changes proposed in this permit modification are expected to have a minimal impact on emissions from the facility.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.



William Weaver, Air Quality Program Manager, may be contacted at 717-705-4702, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

**Intent to Issue Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428*

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**23-00052: Crozer Chester Medical Center** (One Medical Center Blvd., Upland, PA 19013-3995) for operation of a hospital in Upland Borough, **Delaware County**. The permit is for a non-Title V (State only) facility. The hospital has a previously federally-enforceable potential to emit limit of 24.95 TPY of NO<sub>x</sub>. No sources have been installed since the permit was last issued on February 1, 2008. There are several new regulations that apply to the boilers (40 CFR 63, Subpart JJJJJ) and the emergency generators (40 CFR 63, Subpart ZZZZ). These have been addressed in the renewal operating permit. The facility is not subject to PSD for Greenhouse Gases. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**46-00134: The Hill School** (717 East High St, Pottstown, PA 19464) for a renewal Non-Title V Facility, State-Only, Synthetic Minor Permit in Pottstown Township, **Montgomery County**. The Hill School has several combustion sources for heat, hot water and food preparation. The school has taken fuel throughput restrictions and a 24.9 tpy NO<sub>x</sub> and VOC emission limit, calculated on a 12-month rolling sum. Monitoring, record keeping and reporting requirements have been added to the permit to address applicable limitations.

**09-00047: Warminster Fiberglass Co.** (725 County Line Road, Southampton, PA 18966) for renewal of a State Only Operation Permit for a fiberglass products plant in Upper Southampton Township, **Bucks County**. This Synthetic Minor Operating Permit (SMOP) has emission limits for hazardous air pollutants (HAP). There have been no new sources constructed and no modifications of existing sources since the last issuance of this SMOP. This SMOP renewal includes emission restrictions, monitoring, and recordkeeping requirements designed to ensure this facility complies with all applicable air quality regulations.

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790*

*Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**39-00077: Puritan Products, Inc.** (2290 Avenue A, Bethlehem, PA 18017-2108) for wholesale distribution of industrial chemicals in Bethlehem, **Lehigh County**. The primary sources consist of blending and packaging processes and organic solids transfer. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP), and volatile organic compounds (VOC) emissions. This is a renewal State-Only Natural Minor operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements

designed to keep the facility operating within all applicable air quality requirements.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.*

**06-03059: Charles Evans Cemetery Co.** (1119 Centre Avenue, Reading, PA 19601) for the two (2) human crematories in Reading City, **Berks County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility.

The subject facility has actual emissions of 1.5 tpy of NO<sub>x</sub>, 0.5 tpy of CO and 0.5 tpy of PM. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Thomas Hanlon, Facility Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

**07-03036: Forsht Concrete Products—Human Crematory Company** (RR 4 Box 568, Altoona, PA 16601) for a human crematory at the facility in Logan Township, **Blair County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit renewal for the abovementioned facility.

The total potential emissions of the facility are 0.22 ton per year of CO; 3.0 tons per year of NO<sub>x</sub>, 0.52 ton per year of PM; 0.4 ton per year of SO<sub>2</sub>; and negligible tons per year of VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests. A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received.

Thomas Hanlon, Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

**06-03151: Luicana Industries, Inc.** (20 North Front Street, Bally, PA 19503) for the cast polymer manufacturing facility in the Borough of Bally, **Berks County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility.

The subject facility has the potential to emit 2.4 tpy of PM, 4.0 tpy of VOCs and 8.1 tpy of HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Mr. Thomas Hanlon, Facility Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

**36-05147: Wengers Feed Mill, Inc.** (101 West Harrisburg Avenue, Rheems, PA 17570) for operation of a feed mill in Mount Joy Borough, **Lancaster County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility.

The subject facility's actual emissions are expected to be one ton per year of CO, two ton per year of NO<sub>x</sub> and less than five ton per year of PM.

The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions for the boilers include provisions derived from 40 CFR 63 Subpart JJJJJJ. The facility is also subject to 40 CFR 63 Subpart DDDDDDD since the permittee manufactures more than 50 tons of pelleted feed and has ingredients that include Chromium and Manganese.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed permit renewal, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests. Mr. Thomas Hanlon, Facilities Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

**36-05023: F & M Hat Company, Inc.** (103 Walnut Street, Denver, PA 17517) for the hat manufacturing facility in Denver Borough, **Lancaster County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility.

The subject facility has actual emissions of 0.45 tpy of NO<sub>x</sub> and 0.38 tpy of CO. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Thomas Hanlon, Facility Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

**07-05032: New Enterprise Stone—Roaring Springs Company** (P. O. Box 77, New Enterprise, PA 16664) for operation of asphalt paving mixtures and blocks for the facility in Taylor Township, **Blair County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit renewal for the above-mentioned facility.

The actual emissions in year 2011 were 13 tons per year of CO; 0.3 ton per year of Formaldehyde; 2.6 tons per year of NO<sub>x</sub>; 2.3 tons per year of PM-10; 0.3 ton per year of SO<sub>x</sub>; 3.2 tons per year of VOC, and 0.5 ton per year of Total HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests. A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received.

Thomas Hanlon, Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481*

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6131*

**20-00272: Universal Stainless & Alloy Products, Inc.** (121 Caldwell Street, Titusville, PA 16354), for a Natural Minor Permit to operate a precision hot and cold rolling mill and ferrous and non-ferrous materials shaping facility, located in Titusville Municipality, **Crawford County**. The significant sources are, 1) Rolling Mill, 2) Annealing Furnaces, 3) Dip Tank Heater, 4) Vacuum Pumps, 5) Grinding Room (six grinders), 6) Mold Cleaning Unit, 7) Miscellaneous Natural Gas Usage and 8) Degreaser Units (4). The emission of pollutants from the facility is less than the Title V threshold limits. Thus, the facility is natural minor. The potential emission state-

ment: PM-10: 2.11 TPY (tons per year), PM-2.5: 2.11 TPY, CO: 4.25 TPY, NO<sub>x</sub>: 18.88 TPY, SO<sub>x</sub>: 0.10 TPY and, VOC: 3.28 TPY

**33-00137: V L Greenhouses, LLC/Pennsylvania Division** (Highway L.R. 33001, P. O. Box 192, Ringgold, PA 15770), for the re-issuance of a Natural Minor Operating Permit located in Ringgold Township, **Jefferson County**. The facility's major sources of emissions are three (3) Auxiliary Boilers used to produce heat for a greenhouse. All emissions of criteria pollutants are well below major source thresholds.

*Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104*

*Contact: Edward Wiener, Chief—Telephone: 215-685-9426*

**N12-038: Methodist Hospital—Thomas Jefferson Health System.** (at 2301 South Broad Street, Philadelphia, PA 19148) for the operation of a hospital facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission source includes a two (2) No. 2 oil or natural gas fired 16.76 MMBTU/hr boilers, and two (2) No. 2 oil fired emergency generators

The operating permit will be issued under 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

**S12-040: North Philadelphia Health System—St. Joseph's Hospital**, (1601 West Girard Avenue, Philadelphia, PA 19130) for the operation of a hospital in the City of Philadelphia, **Philadelphia County**. The facility's air emission source includes three 200 Horsepower boilers, one 25 horsepower boiler, and one 565 kW emergency generator.

The operating permit will be issued under 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.



### PLAN APPROVALS

**Receipt of Plan Approval Applications and Intent to Issue Plan Approvals, and Intent to Issue Amended Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter B And Subchapter F. These actions may include the administrative amendments of an associated operating permit.**

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790*

*Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**54-305-024: Waste Management & Processing, Inc.** (PO Box K, Frackville, PA 17931) for their facility in Mahanoy Township, **Schuylkill County**.

Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to Waste Management & Processing, Inc. (PO Box K, Frackville, PA 17931) for their facility in Mahanoy Twp., Schuylkill County. This Plan Approval No. 54-305-024 will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 54-305-024 is for the re-activation of a thermal dryer at the facility. The VOC emissions from the facility will not equal or exceed 50 TPY, based on a 12-month rolling sum. The NO<sub>x</sub> emissions from the facility will not equal or exceed 100 TPY, based on a 12-month rolling sum. Total PM, SO<sub>x</sub>, and CO emissions from the facility will not equal or exceed 100 TPY, based on a 12-month rolling sum. The HAPs from the facility must never equal or exceed 10 TPY of any single HAP and must never equal or exceed 25 TPY of all aggregated HAPs, based on a 12-month rolling sum. The Plan approval and Operating Permit will include testing, monitoring, record keeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

The facility is subject to 25 Pa. Code § 127.12(a)(5) Best Available Technology (BAT) requirements. The visible emission opacity shall not be equal to or greater than 20% at any time. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions.

The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 54-305-024 and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Phone 570-826-2511 within 30 days after publication date.

### COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); The Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P.S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department. A copy of the application is available for inspection at the district mining office indicated before each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application and request for Section 401 water quality certification application may be submitted by any person or any officer or head of any Federal, state or local government agency or authority to the Department at the address of the district mining office indicated before each application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

Written comments or objections regarding a mining permit application should contain the name, address and telephone number of persons submitting comments or objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

A request for an informal conference or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 or § 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

When an NPDES number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. A separate notice will be provided after the draft NPDES permit is prepared.

*Coal Applications Received*

*California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100*

**30841316 and NPDES No. PA0213535. Consol Pennsylvania Coal Company, LLC**, (PO Box J, 1525 Pleasant Grove Road, Claysville, PA 15323). To revise the permit for the Bailey Mine & Prep Plant in Morris Township, **Greene County** and related NPDES permit to install the 7 North 2 Airshaft site and Outfall 033. Surface Acres Proposed 11.9. Receiving stream: Browns Creek, classified for the following use: HQ-WWF. The application was considered administratively complete on November 20, 2012. Application received April 12, 2012.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900*

**56120116 and NPDES No. PA0269174. LCT Energy LP**, 938 Mount Airy Drive, Suite 200, Johnstown, PA 15904, commencement, operation and restoration of a bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 155.4 acres. Receiving stream(s): unnamed tributaries to Boone Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. The application includes a stream encroachment to construct a haulroad approximately 350 feet in length beginning approximately 100 feet east of S.R. 160, and 1925 feet north of S.R. 160 intersection with Sugar Tree Road (T-748) within the barrier area of UNT A to Boone Run. Application received: November 7, 2012.

**56120117 and NPDES No. PA0269182. Wilson Creek Energy, LLC**, 609 Georgian Place, Somerset, PA 15501 commencement, operation and restoration of a bituminous surface and auger mine in Jenner Township, **Somerset County**, affecting 241.6 acres. Receiving stream(s): Hoffman Run and unnamed tributaries to Quemahoning Creek classified for the following use(s): cold water fishery. The first downstream potable water supply intake from the point of discharge is Cambria-Somerset Water Authority. Application received: November 9, 2012.

**32070107 and NPDES No. PA0262455. Britt Energies, Inc.**, 57 S. 9th Street #3, Indiana, PA 15701, permit renewal for reclamation only of a bituminous surface mine in Center Township, **Indiana County**, affecting 24 acres. Receiving stream(s): unnamed tributary to Yellow Creek and unnamed tributaries to Tearing Run both to Two Lick Creek to Blacklick Creek to Conemaugh River classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: November 7, 2012.

*Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, 724-925-5500*

**26910108 and NPDES Permit No. PA0592366. Dunkard Disposal Corp.** (P. O. Box 229, Mt. Braddock, PA 15465). Renewal application for reclamation only to an existing bituminous surface mine, located in Georges Township, **Fayette County**, affecting 76.4 acres. Receiving stream: unnamed tributary to N. Branch of Browns Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: October 17, 2012.

**65970105 and NPDES Permit No. PA002053. Britt Energies, Inc.** (P. O. Box 515, 57S 9th Street, Suite 3,

Indiana, PA 15701). Renewal application for reclamation only to an existing bituminous surface mine, located in Derry Township, **Westmoreland County**, affecting 146 acres. Receiving stream: unnamed tributary to Union Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: November 5, 2012.

**63020101 and NPDES Permit No. PA0250104. Neiswonger Construction, Inc.** (17592 Route 322, Strattanville, PA 16258). Renewal application for reclamation only to an existing bituminous surface mine, located in Somerset Township, **Washington County**, affecting 261.8 acres. Receiving stream: unnamed tributary to Center Branch of Pigeon Creek, classified for the following use: WWF. The potable water supply intake within 10 miles downstream from the point of discharge: Ellsworth Borough Water Department and Somerset Water Company. Renewal application received: November 5, 2012.

**26980104 and NPDES Permit No. PA0202355. Gary Gioia Coal Company** (319 Karen Drive, Elizabeth, PA 15037). Renewal application for continued operation and reclamation to an existing bituminous surface mine, located in Wharton Township, **Fayette County**, affecting 156.5 acres. Receiving streams: Big Sandy Creek and unnamed tributary to Big Sandy Creek, classified for the following use: HQ-CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: November 13, 2012.

*Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191*

**10120104 and NPDES Permit No. PA0259357. Quality Aggregates, Inc.** (4955 Steubenville Pike, Suite 245, Pittsburgh, PA 15205) Commencement, operation and restoration of a bituminous surface mine in Allegheny Township, **Butler County** affecting 112.0 acres. Receiving streams: Unnamed tributary to North Branch Bear Creek and North Branch Bear Creek, both classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: November 7, 2012.

**5380-10120104-E-1. Quality Aggregates, Inc.** (4955 Steubenville Pike, Suite 245, Pittsburgh, PA 15205) Application for a stream encroachment to conduct mining activities within 100 feet of unnamed tributary No. 1 to North Branch Bear Creek in Allegheny Township, **Butler County**. Receiving streams: Unnamed tributary to North Branch Bear Creek and North Branch Bear Creek, both classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: November 7, 2012.

**33070104 and NPDES Permit No. PA0258351. Cookport Coal Co., Inc.** (425 Market Street, Kittanning, PA 16201). Renewal of an existing bituminous surface mine in Young and McCalmont Townships, **Jefferson County** affecting 19.7 acres. Receiving streams: Unnamed tributaries of Elk Run to Elk Run, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: November 9, 2012.

**61120108 and NPDES Permit No. PA0259365. Ben Hal Mining Company** (389 Irishtown Road, Grove City, PA 16127) Commencement, operation and restoration of a bituminous surface mine in Richland Township, **Venango County** affecting 31.5 acres. Receiving streams: Unnamed tributary to Allegheny River, classified for the



following uses: WWF. The first downstream potable water supply intake from the point of discharge is Emlenton Water Company—Aqua, PA. Application received: November 13, 2012.

**10120105 and NPDES Permit No. PA0259373. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001) Commencement, operation and restoration of a bituminous surface mine in Buffalo Township, **Butler County** affecting 84.0 acres. Receiving streams: Unnamed tributaries to Lardintown Road and unnamed tributaries to McDowell Run, both classified for the following uses: TSF. The first downstream potable water supply intakes from the point of discharge are Tarentum Borough Water Department and New Kensington Municipal Authority. Application received: November 13, 2012.

**33070106. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001) Renewal of an existing bituminous surface mine in Winslow Township, **Jefferson County** affecting 138.0 acres. Receiving streams: Unnamed tributaries to Panther Run, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. This renewal application is for reclamation only. Application received: November 20, 2012.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118*

**54120201. Michael Coal Company,** (P.O. Box 8, Williamstown, PA 17098), commencement operation and restoration of an anthracite coal refuse reprocessing operation (replacing SMP No. 54030202) in Reilly Township, **Schuylkill County** affecting 173.0 acres, receiving stream: Muddy Creek, classified for the following uses: cold water fishes and migratory fishes. Application received: November 2, 2012.

#### *Noncoal Applications Received*

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900*

**5074SM4 and NPDES Permit No. PA0595888, New Enterprise Stone & Lime Company, Inc.,** P.O. Box 77, New Enterprise, PA 16664, renewal of NPDES permit, in Fannett Township, **Franklin County**. Receiving stream(s): unnamed tributary to Dry Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: November 8, 2012.

*Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, 724-925-5500*

**26070603 and NPDES Permit No. PA0251097. Fayette Coal & Coke, Inc.** (195 Enterprise Lane, Connellsville, PA 15425). NPDES renewal application for continued mining to an existing large noncoal surface mine, located in Georges Township, **Fayette County**, affecting 65.8 acres. Receiving streams: unnamed tributaries to York Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: November 1, 2012.

**65112801 and NPDES Permit No. PA0252115. Mon River Energy Corp.** (P.O. Box 446, Brier Hill, PA 15415). NPDES application for a pending small noncoal surface mine, located in Mt. Pleasant Township, **Westmoreland County**, affecting 3.93 acres. Receiving stream: unnamed tributary to Sewickley Creek, classified for the following use: HQ-CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: November 6, 2012.

**30120601 and NPDES Permit No. PA0252263. Fayette Coal & Coke, Inc.** (195 Enterprise Lane, Connellsville, PA 15425). Application for commencement, operation and reclamation of large noncoal surface mine, located in Monongahela Township, **Greene County**, affecting 52.5 acres. Receiving streams: Goose Run, Little Whiteley Creek, and unnamed tributaries to Little Whiteley Creek, classified for the following use: WWF. The potable water supplies with intake within 10 miles downstream from the point of discharge: Carmichaels Municipal Authority and S.W. PA Water Authority, Fayette Co. Plant. Application received: November 13, 2012.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118*

**58080818. Norman E. Turner,** (520 Mill Road, Hallstead, PA 18822), Stage I & II bond release from a quarry operation in Liberty Township, **Susquehanna County** affecting 5.0 acres on property owned by Norman E. Turner. Application received: November 1, 2012.

**58040831. Paul A. Kelly,** (65 Public Avenue, Montrose, PA 18801), Stage I & II bond release from a quarry operation in Bridgewater Township, **Susquehanna County** affecting 5.0 acres on property owned by Howard, Donald and John Clough. Application received: October 12, 2012.

#### **MINING ACTIVITY NPDES DRAFT PERMITS**

This notice provides information about applications for a new, amended or renewed NPDES permits associated with mining activity (coal or noncoal) permits. The applications concern industrial waste (mining) discharges to surface water and discharges of stormwater associated with mining activities. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

The Department of Environmental Protection (Department) has prepared a draft NPDES permit and made a tentative determination to issue the NPDES permit in conjunction with the associated mining activity permit.

#### *Effluent Limits for Coal Mining Activities*

For coal mining activities, NPDES permits, when issued, will contain effluent limits that are the more stringent of technology-based (BAT) effluent limitations or Water Quality Based Effluent Limits (WQBEL).

The BAT limits for coal mining activities, as provided in 40 CFR Part 434 and 25 Pa. Code Chapters 87—90 are as follows:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (Total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (Total)	2.0 mg/l	4.0 mg/l	5.0 mg/l

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	
Alkalinity greater than acidity*			

\*The parameter is applicable at all times.

In addition, the Department imposes a technology-based aluminum limit of 2.0 mg/l (30 day average) to protect stream uses.

A settleable solids instantaneous maximum limit of 0.5 ml/l applies to: surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas disturbed by coal refuse disposal activities; mined areas backfilled and revegetated; and all other discharges and drainage (resulting from a precipitation event of greater than 1-year 24-hour to less than or equal to a 10-year 24-hour event) from coal refuse disposal piles. Similarly, modified BAT limits apply to iron, manganese and suspended solids in surface runoff, discharges and drainage resulting from these precipitation events and those of greater magnitude in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Exceptions to BAT effluent limits may be applicable in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

#### *Effluent Limits for Noncoal Mining Activities*

The BAT limits for noncoal mining activities as provided in 40 CFR Part 436 and 25 Pa. Code Chapter 77 are as follows:

<i>Parameter</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Suspended solids	35 mg/l	70 mg/l	90 mg/l
Alkalinity exceeding acidity*			
pH*		greater than 6.0; less than 9.0	

\*The parameter is applicable at all times.

Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional water quality based effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description specifies the parameters.

In addition to BAT or WQBEL limits, coal and noncoal NPDES permits establish effluent limitations in the form of implemented Best Management Practices (BMPs) identified in the associated Erosion and Sedimentation Plan, the Reclamation Plan and the NPDES permit application. These BMPs restrict the rates and quantities of associated pollutants from being discharged into surface waters in this Commonwealth.

More restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining that may occur are incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91–96).

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 362-0600-001, NPDES Program Implementation—Memorandum of Understanding (MOU) Concerning Water Quality Management, NPDES Program Implementation, and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

Discharge rates for surface mining activities are precipitation driven. Discharge rates for proposed discharges associated with underground mining are noted in the permit description.

Persons wishing to comment on an NPDES draft permit should submit a written statement to the Department at the address of the district mining office indicated before each draft permit within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92a.82(d). The request or petition for a public hearing shall be filed within 30 days of this public notice and contain the name, address, telephone number and the interest of the party filing the request, and state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

#### *Coal NPDES Draft Permits*

*California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100*

**NPDES No. PA0110507 (Mining Permit No. 56841606). Brothersvalley Coal Sales, Inc.,** (3070 Stoystown Road, Stoystown, PA 15563). A renewal to the NPDES and mining activity permit for the Scurfield Coal Preparation Plant in Brothersvalley Township, **Somerset County**. Surface Acres Affected 11.0. Receiving stream: Unnamed tributary to

Buffalo Creek, classified for the following use: CWF. Buffalo Creek Somerset County Watershed TMDL. The application was considered administratively complete on July 6, 2012. Application received November 17, 2011.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

*Outfall 002* discharges to: Unnamed Tributary to Buffalo Creek

The proposed effluent limits for Outfall 002 (Lat: 39° 54' 52" Long: 78° 57' 31") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (mgd)		-	0.6	-
Iron (mg/l)		1.1	2.2	2.8
Manganese (mg/l)		0.6	1.1	1.4
Aluminum (mg/l)		0.4	0.75	0.9
Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		1400	2800	3500
Osmotic Pressure (mos/kg)		41	81	101
Total Dissolved Solids (mg/l)		1377	2754	3443
Specific Conductance (umho)		1659	3318	4148

*Outfall 003* discharges to: Unnamed Tributary to Buffalo Creek

The proposed effluent limits for Outfall 003 (Lat: 39° 54' 35" Long: 78° 57' 29") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (mgd)		-	0.6	-
Iron (mg/l)		1.1	2.2	2.8
Manganese (mg/l)		0.6	1.1	1.4
Aluminum (mg/l)		0.4	0.75	0.9
Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		1400	2800	3500
Osmotic Pressure (mos/kg)		41	81	101
Total Dissolved Solids (mg/l)		1377	2754	3443
Specific Conductance (umho)		1659	3318	4148

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900*

**NPDES No. PA0269115 (Mining permit no. 56120113), PBS Coals, Inc.,** P. O. Box 260, Friedens, PA 15541, new NPDES permit for a bituminous surface mine in Jenner Township, **Somerset County**, affecting 228.7 acres. Receiving stream(s): unnamed tributaries to Hoffman Run and unnamed tributary to Quemahoning Creek, classified for the following use(s): cold water fishery. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: August 22, 2012.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The treated wastewater outfall(s) listed below discharge to unnamed tributaries to Hoffman Run.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001	N
003	Y
004	Y

The treated wastewater outfall(s) listed below discharge to unnamed tributary to Quemahoning Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
002	N

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Outfalls: 001, 002, 003, 004 Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.5
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.9
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The stormwater outfall(s) listed below discharge to unnamed tributaries to Hoffman Run.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
005	N
007	N
008	Y
009	Y
010	Y
011	Y

The stormwater outfall(s) listed below discharge to unnamed tributary to Quemahoning Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
006	N

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Outfalls: 005, 006, 007, 008, 009, 010, 011</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	1.5	3.0	3.5
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.9
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

*Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191*

**NPDES No. PA0259292 (Permit No. 10120101). Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001) New NPDES permit for a bituminous surface mine in Clearfield Township, **Butler County**, affecting 73.2 acres. Receiving streams: Unnamed tributary to Buffalo Creek and Buffalo Run, classified for the following uses: HQ-CWF. TMDL: None. Application received: May 29, 2012.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The outfall(s) listed below requires a non-discharge alternative and the implementation of BMP's:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TP1	Y
TP2	Y

The outfall(s) listed below requires a non-discharge alternative and the implementation of BMP's for surface waters collected in response to precipitation from less than the 10yr/24hr storm event. The outfalls listed below may discharge to unnamed tributary to Buffalo Run, Buffalo Run and Buffalo Creek in response to precipitation exceeding the 10yr/24hr storm event.

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
SPA	Y
SPB	Y
SPC	Y

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
		<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Alkalinity greater than acidity <sup>1</sup>				

*Noncoal NPDES Draft Permits*

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200*

**NPDES No. PA 0207101 (Mining Permit No. 4773SM3), Hanson Aggregates Pennsylvania, LLC**, 7660 Imperial Way, Allentown, PA 18195, renewed NPDES permit for noncoal surface mining in Limestone Township, **Lycoming County**, affecting 321.7 acres. Receiving stream(s): Unnamed Tributary to Antes Creek classified for the following use(s): Cold Water Fishes, Migratory Fishes. Application received: October 22, 2012.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for noncoal mining activities.

The outfall(s) listed below discharge to Unnamed Tributary to Antes Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
001	N
002	N



The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)		XXX	XXX	XXX
Manganese (mg/l)		XXX	XXX	XXX
Aluminum (mg/l)		XXX	XXX	XXX
Alkalinity greater than acidity <sup>1</sup>				
Total Suspended Solids (mg/l)		XXX	XXX	XXX

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the Commonwealth to certify that the involved projects will not violate the sections 301–303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311–1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA, the issuance of a Dam Permit or Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment shall submit comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted before an application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Each individual will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on working days at the office noted before the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

**Applications Received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1–693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and Requests for Certification under section 401(a) of the FWPCA.**

### WATER OBSTRUCTIONS AND ENCROACHMENTS

*Southeast Region: Watershed Management Program Manager, 2 East Main Street, Norristown, PA 19401*

**E23-500—City of Philadelphia, Aviation Division, Terminal D International Airport, Philadelphia, PA 19153, Tincum Township, Delaware County.** ACOE Philadelphia District

To perform the following water obstruction and encroachment activities associated with the extension of the Philadelphia International Airport Taxiway K:

1. To place fill in approximately 1.49 acres of wetlands to facilitate the expansion of the runway.

2. To place temporarily fill in approximately 0.05 acre of wetlands to facilitate the construction of the stormwater pipes.

3. To create approximately 1.53 acres of freshwater tidal marsh, to establish approximately 0.47 acre of forested scrub-scrub wetlands, and to plant approximately 0.33 acre of upland forested wetlands associated with compensatory mitigation measures.

The site is located approximately 3,200 feet southwest of Terminal A-West at the Philadelphia International Airport in Tincum Township, Delaware County (Bridgeport, PA USGS Quadrangle N: 21.54 inches; W: 1.60 inch).

**E09-969—Pennsylvania Department of Transport, District 6, 7000 Geerdes Blvd, King of Prussia, PA 19406, Montgomery County.** ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities associated with the replacement of River Road (S.R. 0032) bridge over Tohickon Creek (CWF):

1. To replace the existing bridge and to construct and maintain, in its place, a 37-foot long, 160-foot span, and 16-foot high, two span precast concrete arch bridge.

2. To construct and maintain a temporary bridge upstream of the proposed bridge to facilitate maintenance of traffic during construction.

3. To construct and maintain a temporary causeway.

4. To temporarily fill and divert portions of Geddes Run to facilitate the staging areas for the bridge construction.

The project will permanently impact approximately 80 linear feet of stream. The site is located approximately 1,820 feet northwest of the intersection of River Road (S.R. 0032) and River Hill Road in Plumstead Township, Bucks County, (Lumberville, PA USGS Quadrangle N: 8.77 inches; W: 9.19 inches)

**E09-965. Aqua PA, Inc., 762 W. Lancaster Avenue, Bryn Mawr, PA 19010-3489, Bryn Mawr, PA 19010-3489, Bristol Township, Bucks County,** ACOE Philadelphia District.

To modify and maintain the existing water treatment facility located in and along the 100-year floodplain of the Delaware River. The site is located at 400 Radcliffe Street (Bristol, PA, USGS quadrangle N: 17.5 inches; W: 14.1 inches).

**E46-1087. Philadelphia Cricket Club, 415 W. Willow Grove Avenue, Philadelphia, PA 19118-4125, Whitmarsh Township, Montgomery County,** ACOE Philadelphia District.



To remove the existing bridge and to construct and maintain a 15.3-foot long, 65-foot wide, and 6.7-foot high, 3 span pedestrian bridge, approximately 55 feet downstream from the existing bridge, across an unnamed tributary to Wissahickon Creek.

The site is located at Philadelphia Cricket Golf Club, near the intersection of Willow Grove Avenue and West Valley Green Road (Germantown, PA USGS Quadrangle N: 20.25 inch; W: 14.75 inch).

*Southwest Region: Wetlands & Waterways Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**E02-1675. Edgewater Properties, LP**, 3875 Old Penn Highway, Murrysville, PA 15668, Borough of Oakmont, **Allegheny County**; ACOE Pittsburgh District

Applicant proposes to remove the existing structures and to place and maintain fill on the right bank of Plum Creek (WWF) for the purpose of constructing the proposed Dark Hollow Recreational Facility. The project is located approximately 1,200.0 feet east from the intersection of Hunter Road and Fifth Avenue (New Kensington, PA Quadrangle N: 2.42 inches; W: 10.92 inches; Latitude: 40° 30' 48"; Longitude: 79° 49' 43") in Oakmont Borough, Allegheny County.

**E02-1680. The Pittsburgh Water and Sewer Authority**, 1200 Penn Avenue, Pittsburgh, PA 15222, City of Pittsburgh, **Allegheny County**; ACOE Pittsburgh District

Applicant proposes to construct and maintain two (2) outfall structures (a 42 inch diameter outfall structure and a 54 inch diameter outfall structure) on the left bank of the Allegheny River for the purpose of separating the existing combined sewer system. The project is located just upstream from the 16th Street Bridge (Pittsburgh East PA Quadrangle N: 13.9 inches; W: 15.8 inches; Latitude: 40-27'-06"; Longitude: 79-59'-19") in the City of Pittsburgh, Allegheny County.

**E04-342. FirstEnergy Nuclear Operating Co.**; 76 S. Main Street, Akron, OH 44308-1809; Borough of Shippingport, **Beaver County**; ACOE Pittsburgh District.

Applicant proposes to place and maintain fill in approximately 0.07 acre of wetland (PEM), for the purpose of constructing an independent spent fuel storage installation facility and associated support facilities, for the Beaver Valley Power Station, which is a nuclear generating facility. The approximately 12 acre project area is located along the Ohio River (WWF, N), near where State Route 168 crosses over this river. Quadrangle: Hookstown, PA N: 21.94 inches; W: 8.48 inches; Sub-basin 20D Chapter 93 Type WWF, N. Latitude: 40° 37' 15.6"; Longitude: 80° 26' 06".

**E63-645. Benjamin Marcus Homes LLC**; 124 Windermere Court, McMurray, PA 15317; Peters Township, **Washington County**; ACOE Pittsburgh District.

Applicant proposes to construct, operate, and maintain two stream crossings and fill a stream channel and portion of a wetland resulting in 532 LF of stream impacts and 0.19 acre of wetland fill in UNTs to Peters Creek (TSF) to build the Hamlet of Springdale Plan No. 3 through 5. The project is located near the intersection of Waterdam Road and Bower Hill Road (Bridgeville, PA Quadrangle; N: 0.25 inch, W: 9.5 inches; Latitude: 40° 15' 17"; Longitude: 80° 04' 01").

**E65-951. Millstein Industries, LLC**, DBA Cherry Creek Golf Club; 322 Armbrust Rd., Youngwood, PA 15697; Hempfield Township, **Westmoreland County**; ACOE Pittsburgh District.

Applicant proposes to replace and maintain approximately 263 linear feet of gabion lined stream channel with naturally designed channel, to remove an existing, unpermitted 48" culvert crossing, and to maintain fill placed in approximately 0.061 acre of wetland. To mitigate these impacts, the applicant proposes to create approximately 0.123 acre of wetland. The project is located approximately 1000' north of the intersection of Armbrust Road and Mechling Road in Hempfield Township, Westmoreland County Pennsylvania. (Pittsburgh ACOE District, Mount Pleasant, PA Quadrangle. N: 20.1 inches; W: 8.9 inches; Latitude: 40°14'12", Longitude: 79°33'49").

*Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**E37-190, First Choice Federal Credit Union**. Neshannock Satellite Office, in Neshannock Twp, **Lawrence County**, ACOE Pittsburgh District (New Castle North, PA Quadrangle N: 41°, 02', 20"; W: 80°, 21', 25").

To construct an office building, associated parking areas, and a stormwater management facility on a 1.3 acre undeveloped site at the intersection of SR 0018 and Orchard Way in Neshannock Twp, Lawrence County. Construction will result in earth disturbance of 0.73 acre and will permanently impact 0.13 acre of PEM wetland. Applicant proposes to create 0.15 acre of mitigation wetland on-site, adjacent to the existing wetlands.

*District Oil and Gas Operations: Eastern Oil & Gas District, 208 West Third Street, Suite 101, Williamsport, PA 17701*

**E0829-063: Appalachia Midstream, LLC**, 100 IST Center, Horseheads, NY 14845, Wilmot Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. one 16 inch diameter natural gas line and a temporary timber mat bridge impacting 191 linear feet of North Branch Mehoopany Creek (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°33'43", Longitude: -76°19'52");
2. one 16 inch diameter natural gas line and a temporary timber mat bridge impacting 732 square feet of a Palustrine Emergent Wetland (Colley, PA Quadrangle, Latitude: 41°34'02", Longitude: -76°20'01");
3. one 16 inch diameter natural gas line and a temporary timber mat bridge impacting 635 linear feet of a Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°34'16", Longitude: -76°19'56");
4. one 16 inch diameter natural gas line and a temporary timber mat bridge impacting 124 linear feet of an unnamed tributary to North Branch Mehoopany Creek (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°34'12", Longitude: -76°19'56");
5. one 16 inch diameter natural gas line and a temporary timber mat bridge impacting 4,637 linear feet of a Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°34'07", Longitude: -76°19'57");
6. one 16 inch diameter natural gas line and a temporary timber mat bridge impacting 27,810 linear feet of a Palustrine Scrub-Shrub Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°34'25", Longitude: -76°19'49");
7. one 6 inch diameter natural gas line and a temporary timber mat bridge impacting 1,388 linear feet of a Palustrine Emergent Wetland (Colley, PA Quadrangle, Latitude: 41°34'54", Longitude: -76°19'34");

8. one 6 inch diameter natural gas line impacting 122 linear feet of an unnamed tributary to Foster Branch (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°34'55", Longitude: -76°19'50");

9. one 6 inch diameter natural gas line and a temporary timber mat bridge impacting 2,634 square feet of a Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°34'56", Longitude: -76°19'40");

10. one 6 inch diameter natural gas line and a temporary timber mat bridge impacting 256 linear feet of an unnamed tributary to Foster Branch (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°34'57", Longitude: -76°19'42");

11. one 6 inch diameter natural gas line and a temporary timber mat bridge impacting 124 linear feet of an unnamed tributary to Foster Branch (CWF, MF) and impacting 1,759 square feet of an adjacent Palustrine Scrub-Shrub Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°35'05", Longitude: -76°19'42");

12. one 6 inch diameter natural gas line impacting 216 linear feet of an unnamed tributary to Foster Branch (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°35'20", Longitude: -76°19'55");

13. one 6 inch diameter natural gas line and a temporary timber mat bridge impacting 12,127 square feet of a Palustrine Scrub-Shrub Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°35'21", Longitude: -76°19'58");

14. one 6 inch diameter natural gas line and a temporary timber mat bridge impacting 10,173 square feet of a Palustrine Emergent Wetland (Colley, PA Quadrangle, Latitude: 41°35'22", Longitude: -76°20'01");

The project will result in 1,033 linear feet or 10,218 square feet of temporary stream impacts and 20,199 square feet (0.46 acre) of PEM and 41,696 square feet (0.96 acre) of PSS wetland impacts all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus shale development.

**E4129-062: Atlas Resources, LLC**, 1 Park Place Corporate Center One, 1000 Commerce Drive 4th Floor, Pittsburgh, PA 15275, Gamble Township, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

(1) one 8 inch natural gas pipeline and a timber mat bridge impacting 50 linear feet of an unnamed tributary to Miller Run (EV) (Bodines Quadrangle 41°23'00"N 76°58'27"W);

(2) one 8 inch natural gas pipeline and a timber mat bridge impacting 34 linear feet of an unnamed tributary to Miller Run (EV) and 139 square feet of adjacent palustrine emergent (PEM) wetland (Bodines Quadrangle 41°23'07"N 76°58'09"W);

(3) one 8 inch natural gas pipeline and a timber mat bridge impacting 529 square feet of palustrine emergent (PEM) wetland (Bodines Quadrangle 41°23'09"N 76°58'06"W);

(4) one 8 inch natural gas pipeline and a timber mat bridge impacting 52 linear feet of an unnamed tributary to Murray Run (EV) (Bodines Quadrangle 41°23'14"N 76°57'12"W);

(5) one 8 inch natural gas pipeline and a timber mat bridge impacting 54 linear feet of an unnamed tributary to Murray Run (EV) (Bodines Quadrangle 41°23'15"N 76°57'10"W);

(6) one 8 inch natural gas pipeline and a timber mat bridge impacting 53 linear feet of an unnamed tributary to Murray Run (EV) (Bodines Quadrangle 41°23'16"N 76°56'59"W);

(7) one 8 inch natural gas pipeline and a timber mat bridge impacting 140 linear feet of an unnamed tributaries to Murray Run (EV) (Bodines Quadrangle 41°23'18"N 76°56'44"W);

(8) one 8 inch natural gas pipeline and a timber mat bridge impacting 82 linear feet of an unnamed tributary to Murray Run (EV) (Bodines Quadrangle 41°23'17"N 76°56'26"W);

(9) one 8 inch natural gas pipeline and a timber mat bridge impacting 70 linear feet of an unnamed tributary to Murray Run (EV) (Bodines Quadrangle 41°23'17"N 76°56'25"W);

(10) one 8 inch natural gas pipeline and a timber mat bridge impacting 77 linear feet of an unnamed tributary to Murray Run (EV) (Bodines Quadrangle 41°23'17"N 76°56'24"W).

The project will result in 612 linear feet of stream impacts and 0.02 acre of wetland impacts all for the purpose of installing a natural gas gathering line with associated access roadways for Marcellus well development.

*Southwest Regional Office, Oil and Gas Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**[ E65-07-004 ] CNX Gas Company LLC**, 280 Indiana Spring Road, Suite 333, Indiana, PA 15701. To construct a proposed 12 inch gas line and 12 inch water line, crossing Beaver Run and Tributaries to Beaver Run, a Trout Stocked Fisheries, in Bell and Washington Townships, **Westmoreland County**, Pittsburgh ACOE District, (Vandergrift Quadrangle, Latitude N 40°31'18", Longitude W -79°33'20"). This project will impact 0.12 acre of wetland and 165 linear feet of stream.

<i>Stream Name</i>	<i>Coordinates</i>	<i>Proposed Linear Impact</i>
Beaver Run and Tributaries	N 40°31'18" W -79°33'20"	165 ft. (temporary)

## ACTIONS

### THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

#### FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Wastes; Discharges to Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should contact a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

#### **I. NPDES Renewal Permit Actions**

*Northeast Regional Office: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570.826.2511.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0065188 (Sewage)	Sterling Business Park Intersection Of SR 191 & SR 196 Sterling Twp, PA 18431	Wayne County Sterling Township	West Branch Wallenpaupack Creek (1-C)	N
PA0060887 (Sewage)	Mugg's Country Kitchen & Sandy Beach Motel WWTP Route 6 Hawley, PA 18428	Pike County Palmyra Township	Unnamed Tributary to Decker Creek (01B)	Y
PA0062723 (Stormwater & Hydrostatic Testing)	Sunoco Partners Market & Terminal Fullerton 2480 Main Street Whitehall, PA 18052	Lehigh County Whitehall Township	Unnamed Tributary to Lehigh River (2-C)	Y

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0085006 (SEW)	Conoy Township 211 Falmouth Road Bainbridge, PA 17502	Lancaster County / Conoy Township	UNT Conoy Creek / 7-G	Y
PA0086151 (SEW)	Sekhar Chadaga Harmony Estates MHP 110 Inverness Drive Blue Bell, PA 19422	Cumberland County / North Middleton Township	UNT Conodoguinet Creek / 7-B	Y



<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0081787 (SEW)	Ear Hurst Telco Developers Inc. 5 Maple Avenue Manheim, PA 17545	Lebanon County / West Cornwall Township	Chickies Creek / 7-G	Y
PA0087190 (SEW)	John Tiedemann St. Thomas Township Municipal Authority 175 Saint Thomas Edenville Road Saint Thomas, PA 17252-9743	Franklin County / Saint Thomas Township	Wilson Run / 13-C	Y
PA0085022 (SEW)	Robert Strickland Conoy Township (Falmouth STP) 211 Falmouth Road Bainbridge, PA 17502	Lancaster County / Conoy Township	UNT Susquehanna River / 7-G	Y
PA0085413 (SEW)	Doyle Waybright Lower Marsh Creek Presbyterian Church 1865 Knoxlyn Road Gettysburg, PA 17325	Adams County / Highland Township	UNT Marsh Run / 13-D	Y
PA0088579 (SEW)	Terry Dodge Felton Borough 88 Main Street Felton, PA 17322-9051	York County / Felton Borough	North Branch Muddy Creek / 7-I	Y
PA0037711 (SEW)	Ronald Wright Everett Boro Area Munic Auth 100 Mechanic Street Everett, PA 15537-1177	Bedford County / Everett Borough	Raystown Branch Juniata River / 11-C	Y

*Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N</i>
PA0000370 Industrial Waste	Latrobe Municipal Authority Latrobe, PA 15650	Westmoreland County Latrobe Borough	Loyalhanna Creek	Y
PA0093165 Sewage	PA American Water 891 Old National Pike Claysville, PA 15323	Washington County Donegal Township	Dutch Fork	Y
PA0219371 Sewage	Van Scoyoc SR STF 156 Coal Bank Road Dysart, PA 16636	Cambria County Dean Township	Clearfield Creek	Y
PA0044679 Sewage	Pigeon Creek Sanitary Authority 831 Bentleyville Road Charleroi, PA 15022	Washington County Fallowfield Township	Pigeon Creek	N
PA0252531 Sewage	Independence-Cross Creek Joint Sewer Authority 859 Meadowcroft Road Avella, PA 15312	Washington County Independence Township	Cross Creek	Y
PA0203742 Sewage	Schenley Industrial Park State Route 2062 Ford City, PA 15682	Armstrong County Gilpin Township	Allegheny River	Y
PA0219169 Sewage	New Centerville Borough New Centerville, PA 15557	Somerset County New Centerville Borough	Middle Creek	Y
PA0217786 Sewage	New Eagle Borough Robinson Street New Eagle, PA 15067	Washington County New Eagle Borough	Monongahela River	Y

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0028274 (Sewage)	New Wilmington Boro STP 155 Maple Street Extension, New Wilmington, PA 16142-1104	Lawrence County New Wilmington Borough	Little Neshannock Creek (20-A)	Y

## II. New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Actions

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.*

**NPDES Permit No. PA0261904**, Sewage, **Brian K. Conley**, 5149 Herbst Road, Red Lion, PA 17356.

This proposed facility is located in Windsor Township & North Hopewell Township, **York County**.

Description of Proposed Action/Activity: Authorization to discharge to North Branch Muddy Creek in Watershed 7-I.

*Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**NPDES Permit No. PA0026417**, Sewage, **Penn Hills Township**, 12245 Frankstown Road, Pittsburgh, PA 15235-3494

This proposed facility is located in Penn Hills Township, **Allegheny County**

Description of Proposed Action/Activity: Permit issuance for treated sewage discharge.

## III. WQM Industrial Waste and Sewerage Actions under The Clean Streams Law

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.*

**WQM Permit No. 3812201**, CAFO, **Meadow Wood Farms**, 2075 Colebrook Road, Lebanon, PA 17042.

This proposed facility is located in North Cornwall Township, **Lebanon County**.

Description of Proposed Action/Activity: Permit approval granted for the construction / operation of 2 additional HDPE lined manure storage cells to accommodate the waste flow from a new dairy free stall barn.

**WQM Permit No. 6712402**, Sewerage, **Dillsburg Area Authority York County**, 98 West Church Street, Dillsburg, PA 17019.

This proposed facility is located in Dillsburg Borough, **York County**.

Description of Proposed Action/Activity: Permit approval for the upgrade / operation of the existing Carroll Drive wastewater pump station and construction of a new 2,725' long & 10" force main (Carroll Drive PS).

**WQM Permit No. 2895404, Amendment 12-1**, Sewerage, **Chambersburg Borough**, 100 South 2nd Street, Chambersburg, PA 17201-2515.

This proposed facility is located in Carroll Township, **York County**.

Description of Proposed Action/Activity: Permit approval for upgrades / operational including: a new influent pumping station and screening, upgraded grit removal, upgrade of the VLR to provide biological nutrient removal, a new separate aeration tank, deoxygenation tank, internal mixed liquor nitrate recycle pumps, two additional final clarifiers, coagulant pumping system for phosphorus removal, external carbon source pumping system, upgraded sludge pumping and return pumping facilities and modifications to the biosolids digestion and handling systems.

**WQM Permit No. 6712401**, Sewerage, **Brian K. Conley**, 5149 Herbst Road, Red Lion, PA 17356.

This proposed facility is located in Windsor Township & North Hopewell Township, **York County**.

Description of Proposed Action/Activity: Permit approval for the construction / operation of sewage facilities to serve the Conley Residence & Apartments.

*Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**WQM Permit No. 0209405-A1**, Sewerage, **Neville Township**, 5050 Grand Avenue, Pittsburgh, PA 15225-1326

This existing facility is located in Neville Township, **Allegheny County**

Description of Proposed Action/Activity: Permit amendment issuance.

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**WQM Permit No. WQG018854**, Sewage, **Joseph & Sue Foley**, 2592 McCleary Road, Clarion, PA 16214.

This proposed facility is located in Highland Township, **Clarion County**.

Description of Proposed Action/Activity: A Single Residence Sewage Treatment Plant.

## IV. NPDES Stormwater Discharges from MS4 Permit Actions

## V. NPDES Waiver Stormwater Discharges from MS4 Actions



*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>DEP Protocol (Y/N)</i>
PAG138305	Mercer County 503 Mercer County Courthouse Mercer, PA 16137	Mercer	Mercer County	Shenango Run, Thornton Run, and Pine Run	

#### **VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions**

*Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023911017	Compass Business Center, LLC 3140-B Tilghman St., #202 Allentown, PA 18104	Lehigh	Upper Macungie Twp.	UNT to Iron Run, HQ-CWF, MF

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone 717.705.4802.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032111009	Shippensburg Public Library 73 West King Street Shippensburg, PA 17257	Cumberland	Shippensburg Borough	Middle Spring Creek (CWF, MF) (Regulated as HQ-CWF, MF)
PAI034412003	Kevin Murphy AutoZone, Inc. 123 South Front Street Memphis, TN 38103	Mifflin	Granville Township	UNT to Juniata River (HQ-CWF, MF)

*Southwest Region: Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI051112001	Cresson Township Municipal Authority 730 Portage Road Cresson, PA 16630	Cambria	Cresson Township Munster Township	UNTs to Noels Creek (HQ-CWF), UNTs to Little Conemaugh Creek (CWF) and UNTs to Clearfield Creek (CWF, MF)
PAI056306005R	Shiloh Industrial Contractors, Inc. 204 Commerce Blvd Lawrence, PA 15055	Washington	North Strabane Township	Little Chartiers Creek (HQ-WWF)

#### **VII. Approvals to Use NPDES and/or Other General Permits**

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

#### **List of NPDES and/or Other General Permit Types**

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Small Flow Treatment Facilities
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage

PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges From the Application of Pesticides

*General Permit Type—PAG-02**Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Bristol Township Bucks County	PAG0200 0912019	DHD Ventures 300 East John Street, Suite 122 Matthews, NC 28105	Black Ditch Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Nether Providence Township Delaware County	PAG0200 2312027	Wallingford Swarthmore School District 200 South Providence Road Wallingford, PA 19086	Ridley Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Whitpain Township Montgomery County	PAG0200 4612009	Wayne Rosen 3625 Welsh Road Willow Grove, PA 19090	Tributary Stoney Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Merion Township Montgomery County	PAG0200 4612047	David Blumenfeld 1818 Market Street, Suite 2920 Philadelphia, PA 19103	Cobbs Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Whitemarsh Township Montgomery County	PAG0200 4612020	Sal Paone, Jr. 1120 North Bethlehem Pike Spring House, PA 19477	Plymouth Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Franconia Township Montgomery County	PAG0200 4612052	Dan Preston 300 Forty Foot Road Lansdale, PA 19446	Skippack Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Allen Twp., Northampton County	PAG02004812017	Richard Parrish Impact Environmental 170 Keyland Ct. Bohemia, NY 11716	Dry Run, CWF, MF	Northampton Co. Cons. Dist. 610-746-1971
Jenkins Twp., Luzerne County	PAG02004005036R(1)	Mericle Armstrong Road, LLC Robert Mericle East Mountain Corporate Center 100 Baltimore Dr. Wilkes-Barre, PA 18702	Unnamed Tributary to Gardner Creek, CWF, MF	Luzerne Co. Cons. Dist. 570-674-7991

*Facility Location:  
Municipality &  
County**Permit No.**Applicant Name &  
Address**Receiving  
Water / Use**Contact Office &  
Phone No.*Jenkins Twp.,  
Luzerne County

PAG02004007026R

Mericle 112 Armstrong, LLC  
Robert Mericle  
East Mountain Corporate  
Center  
100 Baltimore Dr.  
Wilkes-Barre, PA 18702Unnamed Tributary  
to Susquehanna  
River, CWF, MF;  
Lampblack Creek,  
CWF, MF;  
Mill Creek,  
CWF, MFLuzerne Co.  
Cons. Dist.  
570-674-7991Kingston Borough,  
Luzerne County

PAG02004012015

Wyoming Seminary of the  
Susquehanna Annual  
Conference of the United  
Methodist Church  
Robert Tarud  
201 N. Sprague Ave.  
Kingston, PA 18704UNT to Toby Creek,  
WWF, MFLuzerne Co.  
Cons. Dist.  
570-674-7991Salisbury Twp.,  
Lehigh County

PAG02003912006

PPL Electric Utilities Corp.  
David J. Bonenberger  
2 North Ninth St.  
Allentown, PA 18101Lehigh River  
WWF, MFLehigh County  
Cons. Dist.  
610-391-9583*Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717.705.4802**Facility Location:  
Municipality &  
County**Permit No.**Applicant Name &  
Address**Receiving  
Water / Use**Contact Office &  
Phone No.*Straban Township  
Adams County

PAG02000112024

Robin Fitzpatrick  
Adams County Economic  
Development Corp. (ACEDC)  
1300 Proline Place  
Gettysburg, PA 17325UNT to Rock  
Creek/WWF, MFAdams Co.  
Conservation  
District  
670 Old Harrisburg  
Rd,  
Suite 201  
Gettysburg, PA  
17325  
717.334.0636Bern Township  
Berks County

PAG02000612034

Michelle Fessler  
Berks Career & Technology  
1057 County Road  
Leesport, PA 19533

Plum Creek/WWF

Berks County  
Conservation Dist.  
1238 County Welfare  
Rd, Ste 200  
Leesport, PA  
19533-9710  
610.372.4657,  
Ext. 142Wernersville  
Borough  
Berks County

PAG02000612038

Kevin Pyle  
Wernersville Properties  
59 Hopewell Road  
Elverson, PA 19520Little Cacoosing  
Creek/WWFBerks County  
Conservation Dist.  
1238 County Welfare  
Rd, Ste 200  
Leesport, PA  
19533-9710  
610.372.4657,  
Ext. 142Lower Allen  
Township  
Cumberland County

PAG02002112024

Adam Morse  
PPL Electric Utilities  
Corporation  
Two North Ninth Street,  
GENN3  
Allentown, PA 18101UNT to Cedar  
Run/CWFCumberland Co  
Conservation Dist.  
310 Allen Road,  
Suite 301  
Carlisle, PA 17013  
717.240.7812Greene and Guilford  
Township  
Franklin County

PAG02002812026

Keith Tunell  
Saddle Ridge Estates  
Dan Ryan Builders  
60 Thomas Johnson Drive  
Frederick, MD 20817UNT to  
Conococheague  
Creek/CWFFranklin Co  
Conservation  
District  
185 Franklin Farm  
Lane  
Chambersburg, PA  
17201  
717.264.5499

## NOTICES

7459

*Facility Location:  
Municipality &  
County**Permit No.**Applicant Name &  
Address**Receiving  
Water / Use**Contact Office &  
Phone No.*Heidelberg Township  
Lebanon County

PAG02003812021

Mark Musser  
280 N. Locust Street,  
PO Box 268  
Schaefferstown, PA 17088-0268Tulpehocken  
Creek/TST and  
Hammer  
Creek/CWFLebanon Co  
Conservation  
District  
2120 Cornwall Road  
Suite 5  
Lebanon, PA 17042  
717.272.3908, Ext. 4Heidelberg Township  
Lebanon County

PAG02003812024

James S. Zimmerman  
760 Market Street  
Myerstown, PA 17067

Mill Creek/TSF

Lebanon Co  
Conservation  
District  
2120 Cornwall Road  
Suite 5  
Lebanon, PA 17042  
717.272.3908, Ext. 4South Annville  
Township  
Lebanon County

PAG02003812022

Ken Mase and Jeremy Mase  
500 Horseshoe Pike  
Lebanon, PA 17042Tributary to  
Bachman Run/  
TSF, MFLebanon Co  
Conservation  
District  
2120 Cornwall Road  
Suite 5  
Lebanon, PA 17042  
717.272.3908, Ext. 4*Northcentral Region: Waterways & Wetlands Program Manager, 208 W Third Street, Williamsport, PA 17701  
570.327.3636**Facility Location:  
Municipality &  
County**Permit No.**Applicant Name &  
Address**Receiving  
Water / Use**Contact Office &  
Phone No.*Asylum Township  
Bradford County

PAG02000812010

Evolutions Inc  
Brett Fulmer  
PO Box 114  
Wysox PA 18854Susquehanna River  
WWFBradford County  
Conservation  
District  
Stoll Natural  
Resource Center  
200 Lake Rd Ste E  
Towanda PA 18848  
(570) 265-5539  
X 120Muncy Creek Twp.  
Lycoming County

PAG02004111007(1)

Jason Mitchell  
J.C. Bar Development  
3100 Market St  
Camp Hill PA 17011  
Co-applicant  
Brian Soyka  
Sheetz Inc  
351 Sheetz Way  
Claysburg PA 16625Muncy Creek  
TSF, MFLycoming County  
Conservation  
District  
542 County Farm Rd  
Ste 202  
Montoursville PA  
17754  
(570) 433-3003Boro of Kulpmont  
Northumberland  
County

PAG02004912003

Kulpmont Municipal Complex  
860 Spruce St  
Kulpmont PA 17834Quaker Run  
CWF, MFNorthumberland  
Cnty Conservation  
Dist  
441 Plum Creek Rd  
Sunbury PA 17801  
(570) 495-4665E Buffalo Twp  
Union County

PAG02006012007

David Kaufman  
PA American Water Co  
800 W Hershey Park Dr  
Hershey PA 17033UNT to Limestone  
Run  
WWFUnion County  
Conservation  
District  
Union County  
Government Center  
155 N 15th St  
Lewisburg PA 17837  
(570) 524-3860



*Southwest Region: Regional Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office and Phone No.</i>
Young Township Indiana County	PAG02003212014	Environmental Energy Delivery 76 South Main Street Akron, OH 44308	Big Run (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751
Somerset Borough Somerset Township Somerset County	PAG02005612007	Sheetz, Inc. 5700 Sixth Avenue Altoona, PA 16602	East Branch of Coxes Creek (WWF)	Somerset County CD 6024 Glades Pike Suite 103 Somerset, PA 15601 (814) 445-4652
Somerset Township Somerset County	PAG02005612008	TDM Services, Inc. 161 Samuels Road Somerset, PA 15501	UNT East Branch of Coxes Creek (TSF)	Somerset County CD 6024 Glades Pike Suite 103 Somerset, PA 15601 (814) 445-4652

*Northwest Regional Office, Waterways and Wetlands, 230 Chestnut Street, Meadville PA 16335*

*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
McKean Township Erie County	PAG02002512021	Cary-Scibetta Twitchell 9570 Edinboro Road McKean PA 16426	Lamson Run CWF; MF	Erie County Conservation District 814-825-6403
Fairview Township Erie County	PAG02002510008R	HFC Management 1100 Shawnee Road Lima OH 45805	Walnut Creek / Lake Erie CWF; MF	Erie County Conservation District 814-825-6403
Young Township, Punxsutawney Borough Jefferson County	PAG02003312005	H&B Development LLC 142 Universal Drive Punxsutawney PA 15767	Unt Mahoning Creek WWF	Jefferson County Conservation District 814-849-7463
Union Township Jefferson County	PAG02003312004	CBF Contracting Inc 13844 Route 68 PO Box 186 Sligo PA 16255 and Roseville Independent Chapel 3381 Route 322 Brookville PA 15825	Unt Coder Run CWF	Jefferson County Conservation District 814-849-7463
City of Hermitage Mercer County	PAG02004312014	Buhl Park Corporation 715 Hazen Road Hermitage PA 16148	Thornton Run WWF	Mercer County Conservation District 724-662-2242

*General Permit Type—PAG-3*

*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Youngwood Borough Westmoreland County	PAR236119	Firestone Building Products Company Building 102 Avenue A Youngwood, PA 15697	Jacks Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000

*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant Name &  
Address*

*Receiving  
Water / Use*

*Contact Office &  
Phone No.*

Quemahoning  
Township  
Somerset County

PAR606222

Kantner Iron and Steel, Inc.  
365 Bassett Road  
Hooversville, PA 15936-7608

Stonycreek River

Southwest  
Regional Office:  
Water Management  
Program Manager  
400 Waterfront  
Drive  
Pittsburgh, PA  
15222-4745  
412-442-4000

North Huntingdon  
Township  
Westmoreland  
County

PAR506107

Waste Management of PA, Inc.  
310 Leger Road  
North Huntingdon, PA 15642

UNT of Brush  
Creek

Southwest  
Regional Office:  
Water Management  
Program Manager  
400 Waterfront  
Drive  
Pittsburgh, PA  
15222-4745  
412-442-4000

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant Name &  
Address*

*Receiving  
Water / Use*

*Contact Office &  
Phone No.*

Greenwood  
Township  
Crawford County

PAR208335

Arro Forge, Inc.  
Kebert Industrial Park  
15708 Delano Road  
Meadville, PA 16335-0793

Unnamed Tributary  
to Conneaut Outlet  
16-D

DEP  
NWRO  
Water Management  
230 Chestnut Street  
Meadville, PA  
16335-3481  
814/332-6942

*General Permit Type—PAG-4*

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant Name &  
Address*

*Receiving  
Water / Use*

*Contact Office &  
Phone No.*

Highland Township  
Clarion County

PAG041087

Joseph & Sue Foley  
2592 McCleary Road  
Clarion, PA 16214

Unnamed Tributary  
to the Clarion River  
17-B

DEP  
NWRO  
Water Management  
230 Chestnut Street  
Meadville, PA  
16335-3481  
814/332-6942

*General Permit Type—PAG-5*

*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant Name &  
Address*

*Receiving  
Water / Use*

*Contact Office &  
Phone No.*

Cecil Township  
Washington County

PAG056246

Canonsburg Supply &  
Equipment  
1718 State Route 980  
Canonsburg, PA 15317-6041

UNT to Brush Run

Southwest  
Regional Office:  
Water Management  
Program Manager  
400 Waterfront  
Drive  
Pittsburgh PA  
15222-4745  
(412) 442-4000

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant Name &  
Address*

*Receiving  
Water / Use*

*Contact Office &  
Phone No.*

Springfield  
Township  
Mercer County

PAG058371

Michael Kristyak  
1895 Leesburg-Grove City Road

Unnamed Tributary  
to Black Run

DEP  
NWRO  
Water Management  
230 Chestnut Street  
Meadville, PA  
16335-3481  
814/332-6942

*General Permit Type—PAG-8*

*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant Name &  
Address*

*Site Name &  
Location*

*Contact Office &  
Phone No.*

Metal Township

PAG083580

Metal Twp. Muni. Auth.  
17001 Fannettsburg Road East  
Fannettsburg, PA 17221

Metal Twp. Muni.  
Auth. WWTP  
17001 Fannettsburg  
Road East  
Fannettsburg, PA  
17221

DEP-SCRO  
909 Elmerton  
Avenue  
Harrisburg, PA  
17110-8200  
717-705-4707

*General Permit Type—PAG-8 (SSN)*

*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant Name &  
Address*

*Site Name &  
Location*

*Contact Office &  
Phone No.*

Fairview / Newberry  
Twps  
York County

PAG083505

Springettsburg Twp. WWTP  
3501 N. Sherman St.  
York, PA 17401

Robert Huntsberger  
Farm  
815 Cornhill Road  
Etters, PA 17319

DEP-SCRO  
909 Elmerton  
Avenue  
Harrisburg, PA  
17110-8200  
717-705-4707

*General Permit Type—PAG-10*

*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant Name &  
Address*

*Receiving  
Water / Use*

*Contact Office &  
Phone No.*

Quarry Pipeline  
Project  
Bridgewater and  
Brooklyn Township  
Susquehanna  
County

PAG102267

Williams Field Service Co. LLC  
1605 Corapolis Heights Road  
Moon Township, PA 15108

Hop Bottom Creek,  
Unnamed Tributary  
to Martins Creek  
and Unnamed  
Tributary to  
Meshoppen  
Creek—4-F and 4-G  
Cold Water Fishes,  
Migratory Fishes

DEP Northeast  
Regional Office  
Clean Water  
Program  
2 Public Square,  
Wilkes-Barre, PA  
18701-1915  
570.826.2511

Bridgewater  
Township  
Susquehanna  
County

PAG102268

Williams Field Services  
Company, LLC  
Bridgewater Pipeline Project  
1605 Corapolis Heights Road  
Moon Township, PA 15108

Meshoppen Creek  
and Unnamed  
Tributary to  
Meshoppen  
Creek—4-G

DEP Northeast  
Regional Office  
Clean Water  
Program  
2 Public Square,  
Wilkes-Barre, PA  
18701-1915  
570.826.2511

West Bethlehem  
Township and  
Mariana Borough  
Washington County  
Morgan and  
Franklin Townships  
Greene County

PAG106155

Laurel Mountain Midstream  
Operating, LLC  
1605 Corapolis Heights Road  
Moon Township, PA 15108

Horn Run and  
UNT of Horn Run

Southwest  
Regional Office:  
Water Management  
Program Manager  
400 Waterfront  
Drive  
Pittsburgh PA  
15222-4745  
(412) 442-4000

*Facility Location:  
Municipality &  
County**Permit No.**Applicant Name &  
Address**Receiving  
Water / Use**Contact Office &  
Phone No.*Nicholson Township  
Fayette County

PAG106158

Laurel Mountain Midstream  
Operating, LLC  
1605 Coraopolis Heights Road  
Moon Township, PA 15108UNT to Jacob's  
CreekSouthwest  
Regional Office:  
Water Management  
Program Manager  
400 Waterfront  
Drive  
Pittsburgh PA  
15222-4745  
(412) 442-4000Aleppo Township  
Greene County

PAG106154

Appalachia Midstream  
Services, LLC  
179 Chesapeake Drive  
Jane Lew, WV 16378

UNT of Harts Run

Southwest  
Regional Office:  
Water Management  
Program Manager  
400 Waterfront  
Drive  
Pittsburgh PA  
15222-4745  
(412) 442-4000**STATE CONSERVATION COMMISSION****NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES  
PERMITS FOR CAFOs**

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under 3 Pa.C.S. Chapter 5, for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits or NOIs for coverage under a general permit for CAFOs under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517, section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704 to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge actions, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary of the Board at (717) 787-3483 for more information.

**NUTRIENT MANAGEMENT PLAN  
PUBLIC NOTICE SPREADSHEET—ACTIONS**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Kenneth Gebhart Blue Berry Hill Farm 2950 Centennial Road Hanover, PA 17331	Adams	542.5	556.73	Swine	NA	Approved

**PUBLIC WATER SUPPLY PERMITS**

The Department has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2

Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and proce-



dures may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this document to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

### SAFE DRINKING WATER

#### Actions taken under the Pennsylvania Safe Drinking Water Act

*Southeast Region: Safe Drinking Water Program Manager, 2 East Main Street, Norristown, PA 19401*

**Permit No. 1512517, Minor Amendment.** Public Water Supply.

Applicant	<b>Chester Water Authority</b> 415 Welsh Road P. O. Box 467 Chester, PA 19016
Township	Aston
County	<b>Chester</b>
Type of Facility	PWS
Consulting Engineer	Gannett Fleming, Inc. P. O. Box 80791 Valley Forge, PA 19494
Permit to Construct Issued	November 20, 2012

**Permit No. 0912512, Minor Amendment.** Public Water Supply.

Applicant	<b>Bucks Run Apartments</b> 813 Manor Drive Dublin, PA 18917
Borough	Dublin
County	<b>Bucks</b>
Type of Facility	PWS
Consulting Engineer	Cowan Associates, Inc. 120 Penn Am Drive Quakertown, PA 18951
Permit to Construct Issued	November 20, 2012

*Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110*

**Permit No. 0112506 MA, Minor Amendment,** Public Water Supply.

Applicant	<b>Possum Valley Municipal Authority</b>
Municipality	Menallen Township
County	<b>Adams</b>

Responsible Official	Daniel C Schriver, Authority Chairman PO Box 420 Bendersville, PA 17306
Type of Facility	Installation of an underground 35,000-gallon raw water storage tank.
Consulting Engineer	Craig J Zack, P.E. KPI Technology 143 Carlisle Street Gettysburg, PA 17325
Permit to Construct Issued:	11/19/2012

**Permit No. 3612544 MA, Minor Amendment,** Public Water Supply.

Applicant	<b>Countryside Mobile Home Park</b>
Municipality	Leacock Township
County	<b>Lancaster</b>
Responsible Official	Robert Broderick 3517 Lincoln Highway East Kinzers, PA 17535
Type of Facility	Installation of six 120-gallon chlorine contact tanks and demonstration of 4-log treatment of viruses.
Consulting Engineer	1—Not Available
Permit to Construct Issued:	11/19/2012

**Permit No. 3612541 MA, Minor Amendment,** Public Water Supply.

Applicant	<b>Hillbrook Farms, LP</b>
Municipality	Caernarvon Township
County	<b>Lancaster</b>
Responsible Official	Alvin Horning PO Box 251 Morgantown, PA 19543
Type of Facility	Valley View Mobile Home Park - installation of four 120-gallon chlorine contact tanks and demonstration of 4-log treatment of viruses.
Consulting Engineer	1—Not Available
Permit to Construct Issued:	11/19/2012

**Permit No. 3612542 MA, Minor Amendment,** Public Water Supply.

Applicant	<b>Oak Ridge Mobile Home Park</b>
Municipality	West Cocalico Township
County	<b>Lancaster</b>
Responsible Official	Nelson M Wenger, Owner 100 East Queen Street Stevens, PA 17578
Type of Facility	Installation of five 120-gallon chlorine contact tanks and demonstration of 4-log treatment of viruses.
Consulting Engineer	1—Not Available

Permit to Construct 11/19/2012  
Issued:

**Permit No. 3612540 MA, Minor Amendment, Public Water Supply.**

Applicant **Scenic View Mobile Home Park**  
Municipality East Earl Township  
County **Lancaster**  
Responsible Official John M. Stoltzfus,  
Managing Partner  
PO Box 375  
Gap, PA 17527  
Type of Facility Installation of four 120-gallon  
chlorine contact tanks and  
demonstration of 4-log treatment  
of viruses.  
Consulting Engineer 1—Not Available  
Permit to Construct 11/19/2012  
Issued:

**Permit No. 2112514 MA, Minor Amendment, Public Water Supply.**

Applicant **Harmony Estates Mobile Home Park**  
Municipality North Middleton Township  
County **Cumberland**  
Responsible Official P.C.S. Chadaga  
1300 Market St,  
Suite 201  
PO Box 622  
Lemoyne, PA 17043-0622  
Type of Facility Installatin of 80 feet of 12-inch  
and 80 feet of 6-inch chlorine  
contact piping and  
demonstration of 4-log treatment  
of viruses.  
Consulting Engineer 1—Not Available  
Permit to Construct 11/19/2012  
Issued:

**Operations Permit** issued to: **Brookwood Country-side Community MHP**, 4050004, Bedford Township, **Bedford County** on 11/5/2012 for the operation of facilities approved under Construction Permit No. 0512502 MA.

**Operations Permit** issued to: **Aqua Pennsylvania, Inc.**, 4340018, Delaware Township, **Juniata County** on 11/1/2012 for the operation of facilities approved under Construction Permit No. 3412502 MA.

**Operations Permit** issued to: **Turkey Hill, LP**, 7360906, Pequea Township, **Lancaster County** on 11/19/2012 for the operation of facilities approved under Construction Permit No. 3612514.

**Operations Permit** issued to: **East Hanover Hotel Corporation**, 7220506, East Hanover Township, **Dauphin County** on 11/16/2012 for the operation of facilities approved under Construction Permit No. 2212506 E.

**Operations Permit** issued to: **Mr. Merle Z. Eberly**, 7360114, East Cocalico Township, **Lancaster County** on 11/16/2012 for the operation of facilities approved under Construction Permit No. 3612535 MA.

**Operations Permit** issued to: **Park Place Court, LLC**, 3060026, Richmond Township, **Berks County** on 11/5/2012 for the operation of facilities submitted under Application No. 3060026.

**Operations Permit** issued to: **Berry's Personal Care**, 4340019, Fermanagh Township, **Juniata County** on 11/5/2012 for the operation of facilities submitted under Application No. 3412503 MA.

**Operations Permit** issued to: **Lenape Mobile Home Park**, 3060016, Washington Township, **Berks County** on 11/5/2012 for the operation of facilities submitted under Application No. 0612515 MA.

**Operations Permit** issued to: **David L. Fite Realty, Ltd.**, 7360182, Providence Township, **Lancaster County** on 11/19/2012 for the operation of facilities submitted under Application No. 7360182.

**Operations Permit** issued to: **Woodland Estates Mobile Home Park**, 7360100, East Drumore Township, **Lancaster County** on 11/19/2012 for the operation of facilities submitted under Application No. 3612539 MA.

**Operations Permit** issued to: **Middle Atlantic Financial, LLC**, 7010051, Berwick Township, **Adams County** on 11/19/2012 for the operation of facilities submitted under Application No. 0112512 MA.

**Operations Permit** issued to: **Triple Crown Corporation**, 7220070, Susquehanna Township, **Dauphin County** on 11/16/2012 for the operation of facilities submitted under Application No. 2212507 MA.

**Operations Permit** issued to: **Scott Water Company**, 7280036, Greene Township, **Franklin County** on 11/19/2012 for the operation of facilities submitted under Application No. 2812508 MA.

*Northcentral Region: Safe Drinking Water Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448*

**Permit No. Minor Amendment—Operation Public Water Supply.**

Applicant	<b>BCI Municipal Authority</b>
[Township or Borough]	Glen Hope Borough
County	<b>Clearfield</b>
Responsible Official	Paul W. Winslow, Chairman BCI Municipal Authority P. O. Box 388 Irvona, PA 16656
Type of Facility	Public Water Supply
Consulting Engineer	Joel E. Romagna, P.E. Stiffler, McGraw & Assoc. Inc. 1731 Juniata Street P. O. Box 462 Hollidaysburg, PA 16648
Permit Issued	November 21, 2012
Description of Action	Operation of the Glen Hope finished water storage tank following the replacement of its roof with an aluminum truss roof system along with the installation of a gated security fence.

*Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-4745*

**Operations Permit** issued to: **Indiana County Municipal Services Authority**, 602 Kolter Drive, Indiana, PA 15701, (PWSID #5320109) **Armstrong Township, Indiana County** on November 9, 2012 for the operation of facilities approved under Construction Permit # 3212505MA.

**Operations Permit** issued to: **Pennsylvania American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033, (PWSID #5020039) **Bethel Park Borough, Allegheny County** on November 21, 2012 for the operation of facilities approved under Construction Permit # 0208516MA.

**Operations Permit** issued to: **Gilpin Township Municipal Authority**, 874 State Route 66, Leechburg, PA 15656, (PWSID #5030010) **Gilpin Township, Armstrong County** on November 21, 2012 for the operation of facilities approved under Construction Permit # 0311502.

**Permit No. 5611506GWR, Minor Amendment.** Public Water Supply.

Applicant	<b>Indian Lake Borough</b> 1301 Causeway Drive Central City, PA 15926
[Borough or Township]	Indian Lake Borough
County	<b>Somerset</b>
Type of Facility	Water system
Consulting Engineer	
Permit to Operate Issued	November 20, 2012

*Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**Cancellation of Permit** issued to **Baxter Mobile Home Park**, PWSID #5100010, Center Township, **Butler County** on November 19, 2012. This action represents the cancellation of Permit Number 1087505 issued December 22, 1987. This action is a result of Baxter Mobile Home Park no longer being a Public Water Supply.

**Operation Permit** issued to **Foxburg Area Water and Sewer Authority**, PWSID #6160004, Foxburg Borough, **Clarion County**. Permit Number 1612502 issued November 21, 2012 for the operation of the installed chlorine contact system for the public water supply.

**Operation Permit** issued to **Sonya Broderick d/b/a Lakeview Estates Mobile Home Park**, PWSID #6430063, New Lebanon Borough, **Mercer County**. Permit Number 4388511-MA2-C1 issued November 21, 2012 for the designation of water quality parameters.

**Operation Permit** issued to **Knox Township Municipal Authority**, PWSID #6330008, Knox Township, **Jefferson County**. Permit Number 3391502-MA3 issued November 21, 2012 for the operation of the new sodium hypochlorite feed system at the Knox Township Municipal Authority Water Treatment Facility. This permit is issued in response to an operation inspection conducted by Department of Environmental Protection personnel on November 8, 2012.

**Interim Operation Permit** issued to **Jay Township Water Authority**, PWSID #6240005, Jay Township, **Elk County**. Permit Number 2411502 Interim Operation issued November 20, 2012 for the interim operation of the six element static mixer and the liquid sodium

hypochlorination systems. This permit is issued in response to your request to operate the above mentioned facilities.

**Operation Permit** issued to **Pennsylvania American Water Company**, PWSID #6370034, Neshannock Township, **Lawrence County**. Permit Number 3784501-T1-MA6 issued November 21, 2012 for the operation of the 75,000 gallon steel elevated water storage tank known as the "New Castle Wash Water Tank" located in Neshannock Township, Pennsylvania.

**Operation Permit** issued to **Autumn Hills Water Company**, PWSID #6200071, West Mead Township, **Crawford County**. Permit Number 2012501 issued November 21, 2012 for the operation of the modifications to the treatment facilities. This permit is issued in response to an operation inspection conducted by Department of Environmental Protection personnel on September 19 and 21, 2012.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995

#### PREAMBLE 2

**The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).**

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the environmental cleanup program manager in the Department regional office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:



*Northeast Region: Eric Supey, Environmental Cleanup and Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**Majestic Bethlehem Center—Lot 1**, 3025 Commerce Center Boulevard, City of Bethlehem, **Northampton County**, Thomas Nowlan, O'Brien & Gere Engineers, Inc., has submitted a Final Report on behalf of his client, Mr. Edward P. Roski, Jr., Bethlehem Commerce Center, LLC, 13191 Crossroads Parkway North, 6th Floor, City of Industry, CA 91746, concerning the remediation of soil due to industrial historical operations back in the 1930/40's. The applicant proposes to remediate the site to meet the SIA and Non-Residential Site Specific Standards for soils. The intended future use of the property will be industrial.

*Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110*

**George Eakin Residence**, 605 Hastings Drive, Harrisburg, PA 17112, Lower Paxton Township, **Dauphin County**. BL Companies, 4242 Carlisle Pike, Suite 260, Camp Hill, PA 17011, on behalf of George Eakin, 605 Hastings Drive, Harrisburg, PA 17112, submitted a Final Report concerning site soils contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health standard.

**Former Fisher Auto Parts Site**, 1900-1927 Margaret Avenue, Altoona, PA 16601, City of Altoona, **Blair County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of 1113-1119 Eighth Avenue Associates, 540 Shannon Road, Altoona, PA 16601, and Fisher Auto Parts, 512 Greenville Avenue, Staunton, VA 24401, submitted a Remedial Investigation Report and Final Report concerning site soils contaminated with arsenic and lead. The report is intended to document remediation of the site to meet the Site-Specific standard.

**Rollin Hoskins Residence**, 3A School Lane, Douglassville, PA 19518, Union Township, **Berks County**. Liberty Environmental, Inc., 50 North Fifth Street, 5th Floor, Reading, PA 19601, on behalf of Rollin Hoskins, 3A School Lane, Douglassville, PA 19518, submitted a Final Report concerning site soils contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health standard.

**GlaxoSmithKline Vaccines**, North America, 325 North Bridge Street, Marietta, PA 17547, East Donegal Township, **Lancaster County**. IES Engineers, Inc., 1720 Walton Road, Blue Bell, PA 19422, on behalf of GlaxoSmithKline Vaccines, NA, 325 North Bridge Street, Marietta, PA 17547 and Cleveland Brothers Equipment Co., 4565 William Penn Highway, Murrysville, PA 15668, submitted a Final Report concerning remediation of site soils contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Residential Statewide Health standard.

**Fruitville Business Park**, 1570 Fruitville Pike, Lancaster, PA 17608, City of Lancaster, **Lancaster County**. GCI Environmental Services, 1250 East King Street, Lancaster, PA 17602, on behalf of Robert Lepore, c/o John Reed, Esquire, Barley Snyder, LLC, 126 East King Street, Lancaster, PA 17602, submitted a Remedial Investigation Report concerning remediation for site soils and groundwater contaminated with metals, VOCs, SVOCs and PCBs. The report is intended to document remediation of the site to meet the Site-Specific standard.

**Former Nauman's Garage**, 404 South Market Street, Elizabethtown, PA, 17022, Elizabethtown Borough, **Lancaster County**. RETTEW Associates, Inc., 3020 Columbia Avenue, Lancaster, PA 17603, on behalf of Elizabethtown Borough, 600 South Hanover Street, Elizabethtown, PA 17022, submitted a Final Report concerning remediation of site soils and groundwater contaminated with gasoline, waste oil and hydraulic oil. The report is intended to document remediation of the site to meet the Residential Statewide Health standard.

**Kreiser Fuel Service, Inc. / Anna Brown Residence**, 1042 Horseshoe Pike, Lebanon, PA 17042, South Annville Township, **Lebanon County**. Brickstone Environmental, 515 South Franklin Street, West Chester, PA 19382, on behalf of Kreiser Fuel Service, Inc., 122 Race Horse Drive, Jonestown, PA 17038 and Anna Brown, 1042 Horseshoe Pike, Lebanon, PA 17042, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health standard.

*Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**Grace Jones #1 Oil & Gas Site**, Luciusboro Road, Homer City **Indiana County**. Groundwater & Environmental Services, Inc.; 301 Commerce Park Drive, Cranberry Township, PA 16066 on behalf of XTO Energy, Inc.; (mineral rights owner) 395 Airport Road, Indiana, PA 15701 and PA Game Commission (surface property owner) has submitted a Final Report concerning the remediation of site soil contaminated with metals from an inadvertent produced water release.

*Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701*

**Fed Ex Freight**, Lamar Township, **Clinton County**. Northridge Group, Inc., 1172 Ridge Road, Northumberland, Pa 17857 on behalf of Fed Ex Freight, Inc., 2200 Fosward Drive, Harrison, AR 72601 has submitted a Final Report concerning remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Cumene, Napthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, Methyl Tertiary Butyl Ether. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Former Champion Parts, Inc.**, Property, Beech Creek Township, **Clinton County**. Mountain Research, LLC, 825 25th Street, Altoona, Pa 16601 on behalf of Your Building Center, Inc., 2607 Beale Avenue, Altoona, Pa 16601 has submitted a Final Report Addendum concerning remediation of site soils contaminated with Trichloroethene and groundwater contaminated with CIS-1,2-Dichloroethene and Trichloroethene. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**Pa DOT Lock Haven**, City of Lock Haven, **Clinton County**. SAIC, 180 Gordon Drive, Suite 109, Exton, Pa 19341 on behalf of PennDOT, 2nd North Street, Harrisburg, Pa 17105 has submitted a Final Report concerning remediation of site groundwater contaminated with Nickel. The report is intended to document remediation of the site to meet the Statewide Health Standard.



## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

### PREAMBLE 3

**The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).**

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

*Northeast Region: Eric Supey, Environmental Cleanup and Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**Majestic Bethlehem Center—Lot 1**, 3025 Commerce Center Boulevard, City of Bethlehem, **Northampton County**, Thomas Nowlan, O'Brien & Gere Engineers, Inc., has submitted a Final Report on behalf of his client,

Mr. Edward P. Roski, Jr., Bethlehem Commerce Center, LLC, 13191 Crossroads Parkway North, 6th Floor, City of Industry, CA 91746, concerning the remediation of soil due to industrial historical operations back in the 1930/40's. The report was submitted to document attainment of the Non-Residential Site Specific Standards for soils and was approved by Central Office on November 15, 2012.

**Miners Plaza**, 2880 Pottsville Minersville Highway, Branch Township, **Schuylkill County**, Kyle Zimmerman and Justin Shappell, United Environmental Services, Inc., have submitted a Final Report on behalf of their client, James Miller, MBC Development LP, PO Box 472, 950 East Main Street, Schuylkill Haven, PA 17972, concerning the remediation of soils and groundwater from No. 2 fuel oil as a result of a leaking underground storage tank. The report documented attainment of the Non-Residential Statewide Health Standard for soils and groundwater and was approved on November 26, 2012.

*Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**Millerstown Municipal Authority Waste Water Treatment Plant**, 110 West Juniata Parkway (SR 1015), Millerstown, PA 17062, Greenwood Township, **Perry County**. Advantage Engineers, LLC, 910 Century Drive, Mechanicsburg, PA 17055, on behalf of Millerstown Municipal Authority, 44 North High Street, Millerstown, PA 17062, Final Report concerning remediation of site soils and groundwater contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Non-Residential Statewide Health standard, and was approved by the Department on November 21, 2012.

*Northwest Region: Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**Drake Well Museum**, Cherrytree Township, **Venango County**. Letterle & Associates, LLC, 191 Howard Street, Franklin, PA 16323 on behalf of Pennsylvania Department of General Services, 503 North Office Building, Harrisburg, PA 17125 has submitted a Final Report concerning the remediation of site soils contaminated with Benzene, Naphthalene, Fluorene, Anthracene, Phenanthrene, Pyrene, Benzo[a]anthracene, Chrysene, Benzo[b]fluoranthene, Benzo[a]pyrene, Benzo[g,h,i]perylene and site groundwater contaminated with Benzene, Naphthalene, Phenanthrene, Pyrene, and Chrysene. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 19, 2012.

*Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-4745*

**East Liberty Place South**, 5800 Penn Avenue, City of Pittsburgh, **Allegheny County**. American Geosciences, Inc., 3925 Reed Blvd. Suite 400, Murrysville, PA 15668 on behalf of Thomas Cummings, 200 Ross Street, 10th Floor, Pittsburgh, PA 15219 has submitted a Baseline Environmental Report concerning the remediation of site soil and groundwater contaminated with VOCs and metals. The Baseline Environmental Report was approved by the Department on November 15, 2012.

*Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701*

**PA DOT Lock Haven**, City of Lock Haven, **Clinton County**. SAIC, 180 Gordon Drive, Suite 109, Exton, Pa 19341 on behalf of PennDOT, 2nd North Street, Harrisburg, Pa 17105 has submitted a Final Report concerning

the remediation of site groundwater contaminated with Nickel. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on September 26, 2012.

**Former Champion Parts, Inc.**, Property, Beech Creek Township, **Clinton County**. Mountain Research, LLC, 825 25th Street, Altoona, Pa 16601 on behalf of Your Building Center, Inc., 2607 Beale Avenue, Altoona, Pa 16601 has submitted a Final Report concerning the remediation of site soils contaminated with Trichloroethene, Trans-1,2-Dichloroethene, Vinyl Chloride. The Final Report demonstrated attainment of the Site-Specific Standard and was approved by the Department on November 5, 2012.

**Loyal Plaza Shopping Center**, Loyalsock Township, **Lycoming County**. Environmental Standards, Inc., 1140 Valley Forge Road, P.O. Box 0810, Valley Forge, PA 19482 on behalf of Cedar Shopping Centers, Inc., 3307 Trindle Road, Camp Hill, Pa 17011 has submitted a Final Report concerning the remediation of site soils contaminated with Tetrachloroethene (PCE) and Trichloroethene (TCE). The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on October 17, 2012.

#### MUNICIPAL WASTE GENERAL PERMITS

**Permit(s) Issued Under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and the Beneficial Use of Municipal Waste.**

*Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.*

**General Permit Application No. WMGM045. FCS Partners, LLC.**, P.O. Box 196, Skippack, PA 19474.

General Permit WMGM045 authorizes solid waste management activities performed by facilities that, at any one time, do not exceed (i) 5 acres and (ii) 6,000 cubic yards per acre of wastes as follows.

1. Processing by mixing or blending, screening and composting of (a) source separated food processing waste, (b) source separated pre-and-post consumer food wastes, (c) yard waste, (d) unpainted and untreated wood waste, (e) source segregated paper and cardboard, (f) land clearing and grubbing waste, and (g) agricultural waste on an active or abandoned mine site approved by the Department as part of a mine reclamation permit or project.

2. Beneficial use of the cured compost as (a) a soil additive, (b) a mulch for landscaping purposes, (c) a fertilizer in normal farming operations or mine reclamation activities, or (d) in the production of a manufactured topsoil.

The general permit was issued by Central Office on November 21, 2012.

Comments concerning the application should be directed to C. D. Vu, Chief, Permits Section, Division of Municipal and Residual waste, Bureau of Waste Management, P.O. Box 8472, Harrisburg, PA 17105-8472, 717-787-7381. Persons interested in obtaining more information, or obtaining copies of, the proposed general permit may contact the Division of Municipal and Residual Waste at the above phone number. TDD users may contact the Department through the Pennsylvania Relay

service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend additional conditions or revisions to or approval or denial of the proposed general permit.

#### AIR QUALITY

**General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.**

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager at Telephone: 717-705-4702.*

**GP9-21-05038A: Holy Spirit Hospital** (503 North 21st Street, Camp Hill, PA 17011-2288) on November 13, 2012, to install and operate three (3) new emergency diesel-fired internal combustion engines, under GP9, at the Holy Spirit Hospital in East Pennsboro Township, **Cumberland County**.

**GP1-67-03141A: Sonoco Corrflex** (200 Boxwood Lane, York, PA 17402) on November 16, 2012, for continued operation of two (2) natural gas-fired boilers under GP1 at their facility in Springettsbury Township, **York County**.

**GP13-67-05093: Kinsley Construction, Inc.** (PO Box 2886, York, PA 17405) on November 16, 2012, to install and operate a batch asphalt plant under GP13, at their facility in Manchester Township, **York County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

*Contact: Mark Gorog and Barb Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226*

**GP9-32-00013A: Indiana Regional Medical Center** (835 Hospital Rd., Indiana, PA 15701-0788) on November 19, 2012, for continued operation of two (2) diesel-fired engines rated at 1,474 bhp for emergency power generation purposes at their Indiana Regional Medical Center, in White Township, **Indiana County**.

**GP3-26-00597: Bullskin Stone & Lime, LLC** (117 Marcia Street, Latrobe, PA 15650) on November 13, 2012, to construct and operate sources and controls associated with a portable non-metallic mineral processing plant at their Tervita, LLC Sanitary Landfill in Rostraver Township, **Westmoreland County**. The Sanitary Landfill is a Title V facility.

**GP9-26-00597: Bullskin Stone & Lime, LLC** (117 Marcia Street, Latrobe, PA 15650) on November 13, 2012, to construct and operate a Diesel or #2 Fuel-fired Internal Combustion Engine associated with a portable non-metallic mineral processing plant at the Tervita, LLC Sanitary Landfill located in Rostraver Township, **Westmoreland County**. The Sanitary Landfill is a Title V facility.

**GP5-26-00596: Mountain Gathering, LLC** (810 Houston Street, Suite 2000, Fort Worth, TX 76102) on November 20, 2012, for construction and operation of sources and controls associated with a natural gas production facility their Kennedy Compressor Station in Dunbar Township, **Fayette County**.



**GP3-63-00970A: Neiswonger Construction, Inc.** (17592 Route 322, Strattanville, PA 16258-2620) on November 21, 2012, to install and operate one (1) portable 4043T Impact Crusher rated at 300 tph and three (3) Conveyors, each rated at 300 tph, at their Portable Non-Metallic Mineral Crushing Plant in Deemston Borough, **Washington County, PA.**

**GP9-63-00970A: Neiswonger Construction, Inc.** (17592 Route 322, Strattanville, PA 16258-2620) on November 21, 2012, to install and operate one (1) Caterpillar diesel engine rated at 300 bhp to run a portable 4043T Impact Crusher rated at 300 tph and one (1) Cummins diesel engine rated at 170 bhp to run a portable 516 T Spyder Screen rated at 300 tph at their Portable Non-Metallic Mineral Crushing Plant in Deemston Borough, **Washington County, PA.**

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**Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.**

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*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920*

**09-0077A: Exelon Generation Co.—Pennsbury Power Production Plant** (1414 Bordentown Road, Morrisville, PA 19067) on November 19, 2012, for an increase of the annual nitrogen oxide (NO<sub>x</sub>) emission limit for their facility in Falls Township, **Bucks County.** As a result of potential emissions of NO<sub>x</sub>, the facility will be a Title V facility. The provisions of this plan approval will subsequently be incorporated into a Title V Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450. The Plan Approval will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements

**09-0030A: Brightsmith LLC.** (120 Enterprise Avenue Morrisville, PA 19067) on November 19, 2012, for a new NO<sub>x</sub> lb/hr emission limit on the two (2) oxidizers in Falls Township, **Bucks County.** The new limit will not increase the current facility wide NO<sub>x</sub> limit. Brightsmith is a Title V Facility. The Plan Approval will contain monitoring, recordkeeping and operating restrictions designed to minimize emissions and keep the facility operating within all applicable air quality requirements.

**09-0063B: New Hope Crushed Stone** (6970 Phillips Mill Road, New Hope, PA 18938) on November 20, 2012, to replace the existing C-18 belt conveyor of Stone Crushing Operation, at Solebury Township, **Bucks County.** The proposed conveyor will have the same width and specifications. The facility shall meet all of the existing requirements of its Operating Permit No. 09-00063, except the provisions specified in this Plan Approval. The facility shall comply with the existing PM emission limitations of 5.71 lb/hr and 8.57 ton/yr (as a 12-month rolling sum) for Stone Crushing Operation and Conveying & Handling.

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790*

*Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**54-399-052: Honeywell International Inc.** (98 Westwood Road, Pottsville, PA 17901) on August 28, 2012

for the installation of a new pelletizing line with cyclones at their facility in Norwegian Township, **Schuylkill County.**

**39-399-069: ASGCO Manufacturing, Inc.** (301 Gordon Street, Allentown, PA 18102) on October 31, 2012, for construction and operation of a plasma cutter with baghouse at their facility in the City of Allentown, **Lehigh County.**

**58-302-009: Blue Ridge School District** (RR 3, Box 220, New Milford, PA 18834-9503) on October 31, 2012, for operation of a 6.0 MMBTU biomass fired boiler for their facility in New Milford Township, **Susquehanna County.**

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager at Telephone: 717-705-4702*

**67-05030E: CP Converters, Inc.** (15 Grumbacher Road, York, PA 17406) on November 20, 2012, to construct a new flexographic printing press controlled by a regenerative thermal oxidizer, at the printing facility in Manchester Township, **York County.**

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701*

*Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648*

**14-00002N: Graymont (PA), Inc.** (965 East College Avenue, State College PA 16823) on November 16, 2012, for a plan approval for the Kiln No. 8 project including the construction and operation of a natural-gas fired vertical lime kiln at their Pleasant Gap plant in Spring Township, **Centre County.**

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481*

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636*

**20-040I: Advanced Cast Products** (18700 Mill Street, Meadville, PA 16335) on November 19, 2012, to install a new particulate matter collection and control system for the facility's charge & pre-heating process (Process 101) and the facility's melting-transfer magnesium treatment process (Process 102) in Vernon Township, **Crawford County.** This is a Title V facility.

**25-179C: Erie City Sewer Authority** (68 Port Access Road, Erie, PA 16507-2202) on November 15, 2012, to replace incinerator burners and the emergency bypass stack, rehabilitation of the existing wet electrostatic precipitators and replacement of three existing dewatering belt filter presses in the City of Erie, **Erie County.**

**33-002D: Owens-Brockway Glass Container, Inc.—Crenshaw Plant No. 19** (3831 Route 219 North, Brockport, PA 15823) on November 20, 2012, to modify Furnace D to comply with the requirements in 40 CFR 60 Subpart CC in Snyder Township, **Jefferson County.** This is a Title V facility.

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**Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.**

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*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920

**09-0196E: Abington Reldan Metals, LLC** (550 Old Bordentown Road, Fairless Hills, PA 19030) on November 20, 2012, for a minor modification of Plan Approval No. 09-0196E for heating capacity increase of Primary and Secondary Chamber burners for Thermal Destructor Nos. 1-3, at Falls Township, **Bucks County**. The modified has proposed to increase total heating capacity of the burners from 10.35 MMBtu/hr to 15.6 MMBtu/hr, without changing the operational procedures and the emission limits. This will result in PTE emission increase from 4.53 to 6.83 ton/yr for NO<sub>x</sub>, and 5,360 to 8,090 ton/yr for CO<sub>2</sub>e.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701*

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648

**19-00001B: Rieter Automotive North America, Inc.** (480 West Fifth Street, Bloomsburg, PA 17815) on November 16, 2012, to extend the authorization to operate the natural gas Boiler #7 (Source ID 033) on a temporary basis to May 19, 2013, at their facility located in the Town of Bloomsburg, **Columbia County**. The plan approval has been extended.

**59-00005J: Dominion Transmission, Inc.** (445 West Main Street, Clarksburg, WV 26301) on November 21, 2012, to extend the authorization for the construction of a 12.07 million Btu per hour ETI model THE-1207 natural-gas fired salt bath heater (Source ID 044) and a 3.0 million Btu per hour Ajax model WRFG-3000 natural-gas fired boiler (Source ID 045) at the Sabinsville Compressor Station located in Clymer Township, **Tioga County** to May 28, 2013. The plan approval has been extended.

**59-00002C: Dominion Transmission, Inc.** (445 West Main Street, Clarksburg, WV 26301) on November 21, 2012, to extend the authorization for the installation of oxidation catalysts (Control Devices C101 and C102) to control the carbon monoxide and non-methane hydrocarbon emissions from the two (2) existing natural gas-fired compressor engines (Source ID P101 and P102) and to modify the volatile organic compounds emission limitations for Source IDs P101 and P102 at the Dominion Transmission, Inc. Tioga Compressor Station located in Farmington Township, **Tioga County** to May 28, 2013. The plan approval has been extended.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

Contact: M. Gorog & B. Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226

**63-00955B: National Fuel Gas Supply Corp.** (1100 State Street, Erie, PA 16512) On November 21, 2012, to extend the period of temporary operation of two natural gas-fired turbines rated at 10,280 hp each, one natural gas-fired emergency generator engine rated at 803 bhp, and two lean burn natural gas-fired engines rated at 2,370 bhp each and controlled by oxidation catalysts, until May 23, 2012, at Buffalo Compressor Station located in Buffalo Township, **Washington County**.

**32-00393B: Prime Metals & Alloys, Inc.** (101 Innovation Drive, P. O. Box 194, Lucernemines, PA 15754) On November 21, 2012, to extend the period of temporary operation of four electric induction furnaces, one argon-oxygen decarburization (AOD) vessel, four natural gas-fired annealing boxes, two natural gas-fired ladle preheaters, ingot and pig pouring, slag handling, and a parts washer at its Homer City Plant in Center Township, **Indiana County**.

**03-00229E: Rosebud Mining Company** (301 Market Street, Kittanning, PA 16201) On November 21, 2012 an extension of the Plan Approval for the Logansport Coal Preparation Plant located in Bethel Township, **Armstrong County**.

#### Title V Operating Permits Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920

**09-00006: United States Steel Corp.—Fairless Works** (Pennsylvania Avenue, Fairless Hills, PA 19030) on November 19, 2012, for renewal of the Title V Operating Permit in Falls Township, **Bucks County**. The facility is primarily used for secondary processing, galvanizing of steel sheet products. As a result of potential emissions of NO<sub>x</sub>, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. Several sources in the initial Title V Permit were deactivated, and the sources were removed from this Title V Permit Renewal. The proposed Title V Operating Renewal does not adopt any new regulations. The facility is not subject to Compliance Assurance Monitoring (CAM) pursuant to 40 CFR Part 64. From AIMS 2011 Inventory Data, the facility emitted approximately 92 tons of Nitrogen Oxides, 25 tons of carbon monoxide, 2 tons of Particulate Matter and less than one ton of VOC/HAP. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

**15-00002: QC, LLC** (4581 Lower Valley Road, Atglen, PA 19310) on November 21, 2012, for renewal of the Title V Operating Permit in West Sadsbury Township, **Chester County** which was initially issued on 11-7-2001 and was subsequently renewed on August 20, 2007. QC, LLC is a printing company which provides printing to the publishing industry. The major products printed include, but are not limited to, magazines, catalogs, newspaper inserts, tabloid magazines and general commercial work. As a result of potential emissions of VOCs and NO<sub>x</sub>, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Permit renewal does not reflect any change in air emissions from the facility. The facility is subject to Compliance Assurance Monitoring (CAM) pursuant to 40 CFR Part 64. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481*

Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6131

**24-00123: Veolia Greentree Landfill** (635 Toby Road, Kersey, PA 15846-1033) on November 16, 2012, issued an administrative amendment to the Title V Operating Permit to incorporate the conditions from plan approval 24-123G into the permit for the facility located in Fox Township, **Elk County**.

**25-00035: Molded Fiber Glass Companies—Union City Plant** (55 Fourth Avenue, Union City, PA 16438) on



November 16, 2012, the Department re-issued a Title V Operating Permit to operate a Reinforced Plastic Manufacturing Facility in Union City Borough, **Erie County**. The facility is a major source due to their emissions of styrene. The potential styrene emissions, if this facility were operated around the clock, are 97 tons per year. The potential non-HAP VOC emissions from this facility are 48 tons per year.

*Department of Public Health, Air Management Services:  
321 University Avenue, Philadelphia, PA 19104*

*Contact: Thomas Huynh, Chief—Telephone: 215-685-9476*

**V11-038: Exelon Generating Company, Delaware Station** (1325 North Beach St., Philadelphia, PA 19125) for the operation of an electric generating facility in City of Philadelphia, **Philadelphia County**. The facility's air emission sources include three (3) 233 MMBTU/hr combustion turbines and one (1) 284 MMBtu/hr combustion turbine.

**V12-004: Exelon Generating Company, Schuylkill Station** (2800 Christian St., Philadelphia, PA 19146) City of Philadelphia, **Philadelphia County**. The facility's air emission sources include one (1) 1530 MMBtu/hr Boiler, one (1) 233 MMBTU/hr combustion turbine, one (1) 284 MMBtu/hr combustion turbine, one (1) 2.75 MW diesel emergency generator, and cold degreasing operations.

#### **Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428*

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**09-00187: Sims Metal East, LLC.** (300 South Steel Road, Morrisville, PA 19067-3614) on November 19, 2012, for operation of their metal recycling facility in Falls Township, **Bucks County**. The permit is for a non-Title V (State only) facility. Major sources of air emissions include a hammermill and air classifier, conveyors, stockpiles, and a wet suppression system for the control of fugitive particulate matter. There are no new sources and no new applicable regulations at this facility. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**46-00258: Bryn Mawr College** (101 N. Merion Avenue, Bryn Mawr, PA 19010) on November 19, 2012, for a Non-Title V Facility, State-Only, Synthetic Minor Permit in Lower Merion Township, **Montgomery County**. The sources of emissions include boilers and emergency generators. The company took fuel restrictions on natural gas and #2 fuel oil to reduce NO<sub>x</sub> and SO<sub>x</sub> emissions. Monitoring, record keeping and reporting requirements have been added to the permit to address applicable limitations.

**15-00071: Gourmet Delight Mushroom Co.** (704 Garden Station Road, Avondale, PA 19311) On November 20, 2012, for a Non-Title V Facility, State-Only, Natural Minor Permit in London Grove Township, **Chester County**. Gourmet Delights is a mushroom growing and manufacturing facility. The sources of emissions include boilers and emergency generators. Monitoring, record keeping and reporting requirements have been added to the permit to address

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790*

*Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**40-00120: ADM Cocoa—ADM East Coast Cocoa Plant** (Humboldt Industrial Park North, 400 Stoney Creek Road, Hazle Township, PA 18202) on November 19, 2012, to manufacture chocolate and cocoa products in Hazle Township, **Luzerne County**. The primary sources consist of a boiler, mills, a nib cooler, a roaster, a micronizer, and several material handling sources. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP), and volatile organic compounds (VOC) emissions. This is an initial State-Only Synthetic Minor operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager at Telephone: 717-705-4702.*

**38-05004: Kountry Kraft, Inc.** (PO Box 570, Newmanstown, PA 17073-0570) on November 13, 2012 for the wood cabinet manufacturing facility in Millcreek Township, **Lebanon County**. The State-only permit was renewed.

**05-05001: Cycling Sports Group, Inc.** (172 Friendship Village Road, Bedford, PA 15522-6600) on November 15, 2012, for the bicycle manufacturing facility in Bedford Township, **Bedford County**. The State-only permit was renewed.

**36-05123: Corixa Corp.—DBA GlaxoSmithKline Vaccines** (325 North Bridge Street, Marietta, PA 17547-1134) on November 13, 2012, for the pharmaceuticals manufacturing facility in East Donegal Township, **Lancaster County**. The State-only permit was renewed.

**67-03027: Pretium Packaging, LLC** (1 Devco Drive, Manchester, PA 17345-1337) on November 19, 2012, for the plastic bottle manufacturing facility in East Manchester Township, **York County**. The State-only permit was renewed.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481*

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-616636*

**42-00194: Glenn O Hawbaker—Shinglehouse Plant 8** (711 E. College Avenue, Bellefonte, PA 16823-6854) on November 15, 2012, issued the renewal of the State Only Operating Permit for the sand and gravel operations in Ceres Township, **McKean County**. The facility is a Natural Minor. The primary sources at the facility include crushers, conveyors, screening, and material stockpiles. The facility also received a GP3 and GP11 for a track mounted impact plant and the associated Caterpillar non road engine. The requirements of both GPs will be rolled into the permit during this renewal. The facility is subject to 40 CFR Part 60, Subpart OOO—pertaining to nonmetallic mineral processing. Water spray is used to minimize fugitive emissions from the mineral processing. The facility is restricted to 16 hours per day, 6 days per week, and 3,840 hours per year. The capacity of the

crushers is limited to 350 TPH. The potential emissions from the facility are less than the following: 6.09 TPY NO<sub>x</sub>; 16.8 TPY NO<sub>x</sub>+HC; 4.0 TPY SO<sub>x</sub>; 10.0 TPY PM<sub>10</sub>; and, 5.8 TPY CO. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.**

*Department of Public Health, Air Management Services:  
321 University Avenue, Philadelphia, PA 19104*

*Contact: Edward Wiener, Chief—Telephone: 215-685-9426*

**N09-001A: Catalent Pharm Solutions** (3001 Red Lion Road, Philadelphia, PA 19114) administratively amended on November 20, 2012 to incorporate a change of ownership to Packaging Coordinators, LLC and to

change contact information. The Natural Minor operating permit was originally issued on August 20, 2010.

**De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.**

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481*

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636*

**24-00123: Veolia ES Greentree Landfill, LLC** (635 Toby Road, Kersey, PA 15846) for its facility located in Fox Township, **Elk County**. The De minimis emission increase is for the use of natural gas for pumps in LFG extraction wells and the use of natural gas for enclosed flares in processing off-gas from treatment facility. In addition, these sources are exempt from plan approval as they comply with 25 Pa. Code § 127.14(a)(8). The Department hereby approves the De minimis emission increase. The following table is a list of the De minimis emission increases as required by 25 PA Code 127.449(i). This list includes the De minimis emission increases since the facility Operating Permit issuance on December 13, 2010.

<i>Date</i>	<i>Source</i>	<i>PM<sub>10</sub> (tons)</i>	<i>SO<sub>x</sub> (tons)</i>	<i>NO<sub>x</sub> (tons)</i>	<i>VOC (tons)</i>	<i>CO (tons)</i>
11-26-12	Use of NG as fuel for Enclosed Flares			0.3	0.007	0.032
11-26-12	Use of NG for Pumps	0.076	0.006	1.0	0.055	0.84
Total Reported Increases		0.076	0.006	1.3	0.062	0.872
Allowable		0.6 ton/source 3 tons/facility	1.6 tons/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

## ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

**Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P. S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1002).**

### *Coal Permits Actions*

*California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100*

**32991301 and NPDES Permit No. PA0215228. AMFIRE Mining Company, LLC**, (One Energy Place, Latrobe, PA 15650), to renew the permit for the Nolo Deep Mine in Buffington Township, **Indiana County** and

related NPDES permit. No additional discharges. Application was considered administratively complete on February 5, 2010. Application received: December 1, 2009. Permit issued: November 19, 2012.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900*

**56120101 and NPDES No. PA0263397, Wilson Creek Energy, LLC**, 140 West Union Street, Somerset, PA 15501, commencement, operation and restoration of a bituminous surface mine in Jenner Township, **Somerset County**, affecting 154.1 acres. Receiving stream(s): Hoffman Run classified for the following use(s): cold water fishery. The first downstream potable water supply intake from the point of discharge is Quemahoning Reservoir. This application incorporates SMP No. 56090110 and its related stream encroachment. Application received: December 20, 2011. Permit issued: November 14, 2012.

**56110105 and NPDES No. PA0263257. Fieg Brothers**, 3070 Stoystown Road, Stoystown, PA 15563, commencement, operation and restoration of a bituminous surface and auger mine in Southampton Township, **Somerset County**, affecting 318.4 acres. Receiving stream(s): unnamed tributaries to the North Branch of Jennings Run and an unnamed tributary to Rush Run classified for the following use(s): cold water fishery, high quality cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: June 2, 2011. Permit issued: November 19, 2012.

**32980106 and NPDES No. PA0234770. M & S Mining, Inc.,** P. O. Box 343, Punxsutawney, PA 15767, revision of an existing bituminous surface mine to change land use from wildlife habitat to unmanaged natural habitat in East Mahoning Township, **Indiana County**, affecting 81.4 acres. Receiving stream(s): unnamed tributaries to Dixon Run classified for the following use(s): high quality cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: August 30, 2012. Permit issued: November 20, 2012.

*Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191*

**16120103 and NPDES Permit No. PA0259284. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001) Commencement, operation and restoration of a bituminous surface mine in Monroe Township, **Clarion County** affecting 33.5 acres. Receiving streams: Unnamed tributary to Reids Run and unnamed tributary to Craggs Run. Application received: May 22, 2012. Permit Issued: November 13, 2012.

**16920107. RFI Energy, Inc.** (P. O. Box 162, Sligo, PA 16255) Renewal of an existing bituminous surface, tipple refuse disposal, and beneficial use of coal ash mine in Perry Township, **Clarion County** affecting 274.0 acres. Receiving streams: unnamed tributaries to Cherry Run. This renewal is issued for reclamation only. Application received: September 27, 2012. Permit Issued: November 16, 2012.

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200*

**17100110 and NPDES No. PA0257427. Allegheny Enterprises, Inc.** (3885 Roller Coaster Road, Corsica, PA 15829). Commencement, operation and restoration of a bituminous surface mine located in Brady Township, **Clearfield County** affecting 28.0 acres. Receiving streams: Stump Creek to Mahoning Creek to the Allegheny River classified for Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 27, 2010. Permit issued: November 16, 2012.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118*

**54753035R5 and NPDES PA0595608. N & L Coal Company,** (630 SR 61, Shamokin, PA 17972), renewal for reclamation activities only of an anthracite surface mine operation in West Mahanoy Township, **Schuylkill County** affecting 103.16 acres, receiving stream: Mahanoy Creek. Application received: March 1, 2011. Renewal issued: November 16, 2012.

#### *Noncoal Permits Actions*

*Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191*

**33122805. Edward B. Hoffman** (2376 Egypt Road, Brockway, PA 15724) Commencement, operation and restoration of a small industrial minerals mine in Warsaw Township, **Jefferson County** affecting 5.0 acres. Receiving streams: Bushley Run. Application received: September 4, 2012. Permit Issued: November 16, 2012.

**61120805. John H. McDowell** (270 Hemlock Road, Grove City, PA 16127) Commencement, operation and restoration of a small industrial minerals mine in Mineral Township, **Venango County** affecting 5.0 acres. Receiving streams: Unnamed tributary to Sandy Creek. Application received: August 2, 2012. Permit Issued: November 19, 2012.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118*

**15100801. Atglen Quarry, Inc.,** (22 Wildwood Drive, Malvern, PA 19355), commencement, operation and restoration of a quarry operation in West Sadsbury Township, **Chester County** affecting 5.0 acres, receiving stream: Officer Run. Application received: April 12, 2010. Permit issued: November 26, 2012.

### **ACTIONS ON BLASTING ACTIVITY APPLICATIONS**

**Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.**

#### *Blasting Permits Actions*

*Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191*

**20124003. Hal Lilley** (8382 Oxbow Road, North East, PA 16248) Blasting activity permit for silo demolition in East Fallowfield Township, **Crawford County**. This blasting activity permit expires on May 2, 2013. Permit Issued: November 16, 2012.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118*

**45124105. Explosive Services, Inc.,** (7 Pine Street, Bethany, PA 18431), construction blasting for utilities at 109 Birch Lane in Smithfield Township, **Monroe County** with an expiration date of November 12, 2013. Permit issued: November 16, 2012.

**48124107. Maurer & Scott Sales, Inc.,** (122 Thomas Street, Coopersburg, PA 18036), construction blasting for the Bethlehem Landfill in Bethlehem and Lower Saucon Townships, **Northampton County** with an expiration date of November 30, 2013. Permit issued: November 16, 2012.

**58124194. Doug Wathen, LLC,** (11934 Fairway Lakes Drive, Ft. Myers, FL 33913), construction blasting for W Zick Gas Pad in Lenox Township, **Susquehanna County** with an expiration date of November 13, 2013. Permit issued: November 16, 2012.

**38124127. Maurer & Scott Sales, Inc.,** (122 Thomas Street, Coopersburg, PA 18036), construction blasting for Heidelberg Utility Line in Heidelberg Township, **Lebanon County** with an expiration date of November 16, 2013. Permit issued: November 19, 2012.

**58124021. M & S Blasting LLC,** (943 Gontarski Road, Hallstead, PA 18822), construction blasting for the New Milford Saw Shop Yard Expansion in New Milford Township, **Susquehanna County** with an expiration date of November 1, 2013. Permit issued: November 21, 2012.

### **FEDERAL WATER POLLUTION CONTROL ACT SECTION 401**

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the con-



struction and operation described will comply with sections 301–303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311–1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501–508 and 701–704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

**Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1–693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.**

*Permits, Environmental Assessments and 401 Water Quality Certifications Issued:*

**WATER OBSTRUCTIONS AND ENCROACHMENTS**

*Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-1915, Telephone 570-826-2511.*

**E58-290. Thomas J. Simrell**, 514 North Blakely Street, Dunmore, PA 18512. Clifford Township, **Susquehanna County**, Army Corps of Engineers Baltimore District.

To construct and maintain a road crossing of a tributary to Tinker Creek (HQ-CWF) consisting of twin 25-foot long, 6'-4" by 4'-9" aluminized steel corrugated metal pipe arch culverts depressed 6-inches below streambed elevation; to construct and maintain two intake structures in Tinker creek, the first consisting of a 15-inch diameter SLCPP culvert and concrete headwall, and the second consisting of an 18-inch diameter SLCPP culvert and concrete headwall; and to construct and maintain two outfall structures in Tinker Creek, the first consisting of a 24-inch diameter SLCPP culvert, a flared end section and R-4 rip rap outlet protection, and the second consisting of a 24-inch diameter SLCPP, flared end section and a R-5 rip rap outlet protection. The project will permanently impact a de minimus area of wetlands (EV) equal to 0.05 acre and will temporarily impact an additional 0.05 acre

of wetlands. The activities are associated with the construction of two ponds and their associated non-jurisdictional dams. The project is located on the southeast side of Tinkerbrook Road approximately 0.10 mile from its intersection with State Route 2012 (Clifford, PA Quadrangle, Latitude: 41° 40' 23"; Longitude: -75° 31' 08"). Subbasin: 4F

**E40-723. Wayne E. Strausser**, 377 Wapwallopen Road, Nescopeck, PA 18635. Nescopeck Township, **Luzerne County**, Army Corps of Engineers Philadelphia District.

To fill/excavate 0.07 acre of wetlands within the Wapwallopen Creek Watershed (CWF, MF) for the construction of an irrigation pond and non-jurisdictional dam. The permittee is required to provide for 0.16 acre of replacement wetlands. The project is located on east side of SR 0239 (Wapwallopen Road) approximately 0.8 mile south of its intersection with SR 3036 (River Road) (Berwick, PA Quadrangle Latitude: 41°3'56.3"; Longitude: -76°7'39.1"). Subbasin: 5B

**E64-294. Forrest Shafer**, 1232 Crosstown Highway, Lakewood, PA 18439. Preston Township, **Wayne County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a 4-inch diameter PVC concrete encased sanitary sewer line crossing of a tributary to Equinunk Creek (HQ-CWF). The project is located immediately south of the intersection of SR 0370 (Crosstown Highway) and Reynolds Road (Orson, PA Quadrangle Latitude: 41°51'8.4"; Longitude: -75°24'4.8"). Subbasin: 1A

**E39-514. Catasauqua Borough**, 118 Bridge Street, Catasauqua, PA 18032-2598. Catasauqua Borough, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a pump station, effluent chamber modifications and an approximately 335-foot long, 8-foot high concrete floodwall in the floodway and floodway fringe of the Lehigh River (TSF, MF). The activities are associated with the Catasauqua Sewage Treatment Plant Upgrade Project. The project is located at 18 West Race Street (Catasaqua Quadrangle Latitude: 40°38'53"; Longitude: -75°28'22"). Subbasin: 2C

**E13-171. Lake Harmony Estates Property Owners Association**, 632 Drinker Turnpike, Covington Township, PA 18424. Kidder Township, **Carbon County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a Jetty system consisting of four (4) 43-inch high, 24-inch wide, 6-foot long interlocking plastic barriers projecting 24' into Lake Harmony for the purpose of preventing sand migration from an existing beach. This project is located at the Lake Harmony Estates Beach on the north side of South Lake Drive near its intersection with Wood Street (Blakeslee, PA Quadrangle Latitude: 41°3'33.2"; Longitude: -75°36'8"). Subbasin: 2A

**E45-576. Sanofi Pasteur, Inc.**, Discovery Drive, Route 611, P. O. Box 187, Swiftwater, PA 18370. Pocono Township, **Monroe County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a 6-inch diameter steel gas pipeline attached to an existing utility bridge over Swiftwater Creek (EV) (Latitude: 41° 05' 38.1"; Longitude: -75° 19' 12.7") and to construct and maintain a 12-inch diameter steel gas pipeline attached to a second existing utility bridge over Swiftwater Creek (EV) and adjacent wetlands (Latitude: 41° 05' 38.6"; Longitude:



-75° 19' 23.4"). The project is located within the Sanofi Pasteur Campus on the south side of Laurel Drive (Mount Pocono, PA Quadrangle). Subbasin: 1E

**E35-439. Sunesys, LCC**, 185 Titus Avenue, War-rington, PA 18976. Clifton Township, **Lackawanna County**, Army Corps of Engineers Philadelphia District.

To construct and maintain an aerial fiber optic line attached to existing wooden poles across the Lehigh River (EV, MF). The activity is associated with Sunesys-PennREN Fiber Optic Project. The project is located immediately downstream of the SR 435 (Drinker Turn-pike) Bridge over the Lehigh River (Thornhurst Quad-rangle Latitude: 41°14'11.8"; Longitude: -75°30'02.4"). Subbasin: 2A

**E54-352. Sunesys, LCC**, 185 Titus Avenue, War-rington, PA 18976, West Brunswick Township, **Schuylkill County**, Army Corps of Engineers Philadelphia District.

To construct and maintain an aerial fiber optic line attached to existing wooden poles across the Little Schuylkill River (CWF, MF). The activity is associated with Sunesys-PennREN Fiber Optic Project. The project is located approximately 80 feet downstream of the SR 61 (Centre Turnpike) Bridge over the Little Schuylkill River

(Auburn, PA Quadrangle Latitude: 40° 36' 21.6"; Longi-tude: -76° 01' 46.9"). Subbasin: 3A

**E52-231. Tennessee Gas Pipeline**, 1001 Louisiana Street, Houston, TX 77002. Milford Township, Westfall Township and Lackawaxen Township, **Pike County**, Army Corps of Engineers Philadelphia District.

To construct and maintain various water obstructions and encroachments associated with the Pike County portion of the Tennessee Gas Pipeline Northeast Upgrade Project, Loops 321 and 323, including fifty-eight (58) wetland crossings and thirty-one (31) stream crossings associated with the pipeline and access roads, temporarily impacting 10.53 acres of wetlands and approximately 1077 feet of stream channel. The water obstructions and encroachments are shown in the attached tables.

The project begins approximately 1.25 miles northeast of the intersection of Tinkwig Drive and Rimrock Circle (Narrowsburg, NY-PA Quadrangle Lat: 41° 30' 46.45"; Long: -75° 03' 48.4") in Lackawaxen Township and ends on the southeast side of State Route 0209 approximately 1.00 mile from its intersection with Cummins Hill Road (Port Jervis South, NY-NJ-PA Quadrangle Lat: 41° 20' 45.7"; Long: -74° 44' 39.68") in Milford Township, Westfall Township and Lackawaxen Township, Pike County. (Sub-basin: 1B)

TABLE A—Waterbody Crossings Associated with Northeast Upgrade Project (Loop 321 &amp; 323)

Crossing Number	Waterbody ID	Waterbody Name (where applicable)	Latitude Longitude	Municipality	USGS Quadrangle	Type <sup>a</sup>	Water Crossing Length	Ch. 93 Water Quality Designation / Fishery Classification	Timing Restriction	Crossing Method <sup>b</sup>
PIPELINE FACILITIES										
1	L3 S008	UNT to Tinkwig Creek	41° 31' 42.34" -75° 7' 32.04"	Lackawaxen Township	White Mills	I	3	HQ-CWF MF	none	II
2	L3 S009	Tinkwig Creek	41° 31' 34.58" -75° 07' 22.62"	Lackawaxen Township	Narrowsburg	P	4	HQ-CWF MF	none	II
3	L3 S010	West Falls Creek	41° 30' 30.96" -75° 05' 47.57"	Lackawaxen Township	Narrowsburg	POW	21	HQ-CWF / Class A Wild Trout	October 1—April 1	III
4	L3 S013A	UNT to West Falls Creek	41° 30' 17.40" -75° 05' 05.31"	Lackawaxen Township	Narrowsburg	P	10	HQ-CWF / Class A Wild Trout	October 1—April 1	II
5	L3 S014	Tributary 05460 to West Falls Creek	41° 30' 08.54" -75° 4' 27.19"	Lackawaxen Township	Narrowsburg	P	18	HQ-CWF / Class A Wild Trout	October 1—April 1	II
6	L3 S017	Tributary 05459 to West Falls Creek	41° 30' 03.69" -75° 04' 02.64"	Lackawaxen Township	Narrowsburg	P	11	HQ-CWF / Class A Wild Trout	October 1—April 1	II
7	L4 S010	Pinchot Brook	41° 22' 09.31" -74° 50' 31.83"	Milford Township	Milford	P	59	EV MF/ Wild Trout	October 1—December 31	II
8	L4 S011	UNT Pinchot Brook	41° 22' 04.62" -74° 50' 24.85"	Milford Township	Milford	I	5	EV MF / Wild Trout	October 1—December 31	II
9	L4 S012	Dimmick Meadow Brook	41° 21' 37.20" -74° 49' 51.69"	Milford Township	Milford	P	19	EV MF / Wild Trout	October 1—December 31	II
10	L4 S013	Tributary 05245 to Dimmick Meadow Brook	41° 21' 31.33" -74° 49' 41.74"	Milford Township	Milford	P	12	EV MF / Wild Trout	October 1—December 31	II
11	L4 S016	UNT Vantine Brook	41° 21' 09.43" -74° 48' 56.57"	Milford Township	Milford	I	13	HQ-CWF MF / Wild Trout	October 1—December 31	II
12	L4 S018	UNT Vandermark Creek	41° 20' 54.50" -74° 48' 28.82"	Milford Township	Milford	P	5	HQ-CWF MF / Wild Trout	October 1—December 31	II

<i>Crossing Number</i>	<i>Waterbody ID</i>	<i>Waterbody Name (where applicable)</i>	<i>Latitude Longitude</i>	<i>Municipality</i>	<i>USGS Quadrangle</i>	<i>Type<sup>a</sup></i>	<i>Water Crossing Length</i>	<i>Ch. 93 Water Quality Designation / Fishery Classification</i>	<i>Timing Restriction</i>	<i>Crossing Method<sup>b</sup></i>
13	L4 S019	Vandermark Creek	41° 20' 51.26" -74° 48' 23.18"	Milford Township	Milford	P	28	HQ-CWF MF / Wild Trout	October 1—December 31	II
14	L4 S020	Laurel Brook	41° 20' 44.42" -74° 48' 11.42"	Milford Township	Milford	P	4	HQ-CWF MF / Wild Trout	October 1—December 31	II
15	L4 S045	Deep Brook	41° 20' 55.13" -74° 47' 20.83"	Westfall Township	Milford	P	20	EV MF / Wild Trout	October 1—December 31	II
16	L4 S045A	UNT to Deep Brook	41° 20' 55.21" -74° 47' 20.36"	Westfall Township	Milford	I	4	EV MF / Wild Trout	October 1—December 31	II
17	L4 S046	Crawford Branch	41° 21' 01.13" -74° 46' 41.18"	Westfall Township	Milford	I	22	HQ-CWF MF	none	II
18	L4 S055	Cummins Creek	41° 21' 13.64" -74° 45' 58.38"	Westfall Township	Milford	P	32	HQ-CWF MF / Class A Wild Trout	October 1—April 1	II
19	L4 S056	UNT Cummins Creek	41° 21' 16.55" -74° 45' 38.90"	Westfall Township	Milford	I	30	HQ-CWF MF / Class A Wild Trout	October 1—April 1	II
20	L4 S057	UNT Cummins Creek	41° 21' 17.05" -74° 45' 36.52"	Westfall Township	Milford	I	5	HQ-CWF MF / Class A Wild Trout	October 1—April 1	II
21	L4 S058	UNT Cummins Creek	41° 21' 17.56" -74° 45' 33.98"	Westfall Township	Milford	I	3	HQ-CWF MF / Class A Wild Trout	October 1—April 1	II
22	L4 S059C	UNT to Delaware River	41° 21' 07.63" -74° 45' 05.69"	Westfall Township	Port Jervis South	I	12	HQ-CWF MF	none	II
23	L4 S059	UNT to Delaware River	41° 21' 05.01" -74° 44' 59.25"	Westfall Township	Port Jervis South	P	10	HQ-CWF MF	none	II
24	L4 S047A	Rosetown Creek (Tributary 05267 to Delaware River)	41° 20' 52.80" -74° 44' 41.49"	Westfall Township	Port Jervis South	I	37	HQ-CWF MF	none	HDD

Crossing Number	Waterbody ID	Waterbody Name (where applicable)	Latitude Longitude	Municipality	USGS Quadrangle	Type <sup>a</sup>	Water Crossing Length	Ch. 93 Water Quality Designation / Fishery Classification	Timing Restriction	Crossing Method <sup>b</sup>
25	L4 S047	Rosetown Creek (Tributary 05267 to Delaware River)	41° 20' 50.68" -74° 44' 39.70"	Westfall Township	Port Jervis South	POW	53	HQ-CWF MF	none	HDD
26	L4 S048	Delaware River	41° 20' 48.75" -74° 44' 38.13"	Westfall Township	Port Jervis South	P	616	WWF MF	none	HDD
ACCESS ROADS										
27	L3 AR40 S023	UNT to Tinkwig Creek	41° 31' 39.94" -75° 07' 36.95"	Lackawaxen / Pike	White Mills	I	5	HQ-CWF MF	none	
28	L3 AR50 S020	UNT to Tributary 64402 Tinkwig Creek	41° 30' 51.68" -75° 07' 00.30"	Lackawaxen / Pike	Narrowsburg	I	7	HQ-CWF MF	none	
29	L3 AR54 S010A	West Falls Creek	41° 30' 30.56" -75° 5' 48.3"	Lackawaxen / Pike	Narrowsburg	P		HQ-CWF / Class A Wild Trout	October 1 to April 1	
30	L3 AR55 S021	UNT to West Falls Creek	41° 30' 35.68" 75° 05' 33.33"	Lackawaxen / Pike	Narrowsburg	I	4	HQ-CWF / Class A Wild Trout	October 1 to April 1	
31	L4 AR21.05 S063	UNT Vantine Brook	41° 21' 05.79" 74° 48' 56.23"	Milford / Pike	Milford	I	5	HQ-CWF / Wild Trout	October 1 to December 31	
TOTAL WATERBODY CROSSING LENGTH							1077			

a: P = perennial; I = intermittent; POW = open water

b: I = Conventional, Open-cut Crossing Method; II = Dry Crossing Method including either Flume or Dam and Pump. HDD = Horizontal Directional Drill. Intermittent streams containing no discernable flow at the time of construction will be crossed using the conventional, open-cut method.

**Table B—Wetland Impacts Associated with Northeast Upgrade Project (Loop 321 & 323)**

Table 3. Wetland Impacts Associated with Northeast CFS and Project (Group 1 & 2a)										
Wetland Crossing Number	Wetland ID	Latitude Longitude	Municipality	USGS Quadrangle	Crossing Length (ft)	Temporary Wetland Impact (acres)			Chap 105 Wetland Classification	Crossing Method <sup>a</sup>
						PFO	PSS	PEM		
PIPELINE FACILITIES										
1	L3 W027	41° 31' 43.47" -75° 07' 33.30"	Lackawaxen Township	White Mills	198	0.17	0	0.16	Other	II
2	L3 W028	41° 31' 40.74" -75° 07' 30.15"	Lackawaxen Township	White Mills	134	0.09	0	0.11	Other	II



Wetland Crossing Number	Wetland ID	Latitude Longitude	Municipality	USGS Quadrangle	Crossing Length (ft)	Temporary Wetland Impact (acres)			Chap 105 Wetland Classification	Crossing Method <sup>a</sup>
						PFO	PSS	PEM		
3	L3 W029	41° 31' 36.17" -75° 07' 25.05"	Lackawaxen Township	White Mills	0	0	0	0.002	Other	N/A
4	L3 W030	41° 31' 35.58" -75° 07' 23.88"	Lackawaxen Township	Narrowsburg	196	0.14	0	0.21	Other	II
5	L3 W032	41° 31' 31.97" -75° 07' 19.52"	Lackawaxen Township	Narrowsburg	333	0.06	0	0.29	Other	II
6	L3 W033	41° 31' 11.37" -75° 06' 53.59"	Lackawaxen Township	Narrowsburg	150	0	0	0.09	Other	II
7	L3 W034	41° 31' 08.48" -75° 06' 50.08"	Lackawaxen Township	Narrowsburg	293	0	0	0.19	Other	II
8	L3 W035	41° 31' 00.87" -75° 06' 41.27"	Lackawaxen Township	Narrowsburg	0	0	0	0.004	Other	N/A
9	L3 W038	41° 30' 44.89" -75° 06' 21.93"	Lackawaxen Township	Narrowsburg	116	0.01	0	0.11	Other	II
10	L3 W039	41° 30' 42.90" -75° 06' 19.57"	Lackawaxen Township	Narrowsburg	0	0	0	0.01	Other	N/A
11	L3 W041	41° 30' 39.41" -75° 06' 15.47"	Lackawaxen Township	Narrowsburg	545	0.38	0	0.24	Other	II
12	L3 W042	41° 30' 34.91" -75° 06' 02.60"	Lackawaxen Township	Narrowsburg	85	0	0.08	0	Other	II
13	L3 W043	41° 30' 34.12" -75° 05' 59.79"	Lackawaxen Township	Narrowsburg	197	0	0.08	0	Other	II
14	L3 W045	41° 30' 32.89" -75° 05' 55.36"	Lackawaxen Township	Narrowsburg	0	0	0	0.01	Other	N/A
15	L3 W046	41° 30' 32.47" -75° 05' 53.19"	Lackawaxen Township	Narrowsburg	704	0.38	0.43	0.39	EV	III
16	L3 W047	41° 30' 27.05" -75° 5' 39.24"	Lackawaxen Township	Narrowsburg	726	0.47	0.45	0.56	EV	II
17	L3 W048	41° 30' 21.17" -75° 5' 19.46"	Lackawaxen Township	Narrowsburg	0	0	0.003	0	EV	N/A
18	L3 W049	41° 30' 20.95" -75° 05' 19.12"	Lackawaxen Township	Narrowsburg	16	0	0	0.01	EV	II
19	L3 W050	41° 30' 21.94" -75° 05' 18.55"	Lackawaxen Township	Narrowsburg	0	0	0	0.007	Other	N/A
20	L3 W053	41° 30' 19.33" -75° 05' 10.98"	Lackawaxen Township	Narrowsburg	749	0.22	0	0.82	EV	II
21	L3 W056	41° 30' 12.89" -75° 04' 47.13"	Lackawaxen Township	Narrowsburg	20	0	0.09	0	Other	II
22	L3 W057	41° 30' 09.56" -75° 04' 29.39"	Lackawaxen Township	Narrowsburg	39	0	0	0.25	EV	II

Wetland Crossing Number	Wetland ID	Latitude Longitude	Municipality	USGS Quadrangle	Crossing Length (ft)	Temporary Wetland Impact (acres)			Chap 105 Wetland Classification	Crossing Method <sup>a</sup>
						PFO	PSS	PEM		
23	L3 W058	41° 30' 08.82" -75° 04' 28.85"	Lackawaxen Township	Narrowsburg	0	0	0.07	0	EV	N/A
24	L3 W059	41° 30' 07.53" -75° 04' 21.82"	Lackawaxen Township	Narrowsburg	174	0.36	0	0.08	Other	II
25	L3 W061	41° 30' 06.05" -75° 04' 14.03"	Lackawaxen Township	Narrowsburg	66	0.12	0	0.05	Other	II
26	L3 W062	41° 30' 04.97" -75° 04' 9.19"	Lackawaxen Township	Narrowsburg	238	0.47	0.02	0.06	Other	II
27	L3 W063	41° 30' 03.98" -75° 04' 02.96"	Lackawaxen Township	Narrowsburg	0	0	0	0.01	EV	N/A
28	L3 W064	41° 30' 03.57" -75° 04' 01.76"	Lackawaxen Township	Narrowsburg	15	0.02	0	0.04	EV	II
29	L3 W065	41° 30' 03.78" -75° 04' 01.70"	Lackawaxen Township	Narrowsburg	0	0	0	0.01	Other	N/A
30	L4 W036	41° 22' 09.91" -74° 50' 33"	Milford Township	Milford	504	0.13	0.14	0.44	EV	II
31	L4 W037	41° 21' 37.48" -74° 49' 52.26"	Milford Township	Milford	72	0.04	0	0.07	EV	II
32	L4 W038	41° 21' 32.30" -74° 49' 43.47"	Milford Township	Milford	210	0	0	0.36	EV	II
33	L4 W039	41° 21' 22.60" -74° 49' 26.74"	Milford Township	Milford	104	0	0	0.09	Other	II
34	L4 W040	41° 21' 17.35" -74° 49' 17.53"	Milford Township	Milford	380	0	0	0.28	Other	II
35	L4 W041	41° 21' 13.22" -74° 49' 10.45"	Milford Township	Milford	22	0	0	0.07	Other	II
36	L4 W042	41° 21' 09.46" -74° 48' 56.69"	Milford Township	Milford	13	0.03	0	0	EV	II
37	L4 W043	41° 20' 44.77" -74° 48' 11.92"	Milford Township	Milford	56	0.06	0	0.03	EV	II
38	L4 W044	41° 20' 43.58" -74° 48' 09.79"	Milford Township	Milford	0	0.01	0	0	Other	N/A
39	L4 W045	41° 20' 42.79" -74° 48' 07.76"	Milford Township	Milford	0	0	0	0.01	Other	N/A
40	L4 W090	41° 20' 55.19" -74° 47' 20.43"	Westfall Township	Milford	21	0.05	0	0	EV	N/A
41	L4 W091	41° 20' 55.35" -74° 47' 19.41"	Westfall Township	Milford	16	0.03	0	0	EV	II
42	L4 W093	41° 20' 58.09" -74° 47' 02.75"	Westfall Township	Milford	0	0.001	0	0	EV	N/A

Wetland Crossing Number	Wetland ID	Latitude Longitude	Municipality	USGS Quadrangle	Crossing Length (ft)	Temporary Wetland Impact (acres)			Chap 105 Wetland Classification	Crossing Method <sup>a</sup>
						PFO	PSS	PEM		
43	L4 W095A	41° 21' 00.83" -74° 46' 42.95"	Westfall Township	Milford	74	0.11	0	0	Other	II
44	L4 W102	41° 21' 17.26" -74° 45' 35.40"	Westfall Township	Milford	62	0.14	0	0	EV	II
45	L4 W096	41° 20' 48.80" -74° 44' 38.76"	Westfall Township	Milford	0	0	0	0	EV	HDD
46	L4 W096A	41° 20' 50.50" -74° 44' 39.70"	Westfall Township	Milford	0	0	0	0	EV	HDD
ACCESS ROADS										
47	L3 AR40 W077	41° 31' 40.34" -75° 07' 44.10"	Lackawaxen Township	White Mills	N/A	0.42	0	0	Other	
48	L3 AR 54 W097	41° 30' 37.2" -75° 05' 50.8	Lackawaxen Township	Narrowsburg	N/A	0.0002	0	0	EV	
49	L3 AR 54 W098	41° 30' 37.2" -75° 05' 52.7"	Lackawaxen Township	Narrowsburg	N/A	0.004	0	0	EV	
50	L3 AR 54 W099	41° 30' 39.1" -75° 05' 45.5"	Lackawaxen Township	Narrowsburg	N/A	0.14	0	0	EV	
51	L3 AR55 W072	41° 30' 35.65" -75° 05' 33.76"	Lackawaxen Township	Narrowsburg	N/A	0	0	0.013	EV	
52	L3 AR55 W073	41° 30' 35.83" -75° 05' 33.39"	Lackawaxen Township	Narrowsburg	N/A	0	0	0.012	EV	
53	L3 AR55 W074	41° 30' 33.22" -75° 05' 42.11"	Lackawaxen Township	Narrowsburg	N/A	0		0.012	Other	
54	L3 (AR55) W046	41° 30' 32.47" -75° 05' 53.19"	Lackawaxen Township	Narrowsburg	N/A	0.008	0	0	Other	
55	L4 AR 21 W126	41° 21' 20.16" -74° 49' 9.30"	Milford Township	Milford	N/A	0	0	0.001	Other	
56	L4 AR21.05 W109	41° 21' 5.22" -74° 48' 52.67"	Milford Township	Milford	N/A	0.001	0	0	Other	
57	L4 AR21.05 W109A	41° 21' 6.26" -74° 49' 0.95"	Milford Township	Milford	N/A	0.002	0	0	Other	
58	L4 AR21.05 W109B	41° 21' 5.62" -74° 49' 1.13"	Milford Township	Milford	N/A	0	0	0.002	Other	
Total Temporary Wetland Impacts						4.066	1.363	5.103		

a: I = Conventional, Open-cut Crossing Method; II = Dry Crossing Method including either Flume or Dam and Pump. HDD = Horizontal Directional Drill. Intermittent streams containing no discernable flow at the time of construction will be crossed using the conventional, open-cut method.

**E64-290. Tennessee Gas Pipeline**, 1001 Louisiana Street, Houston, TX 77002. Berlin & Palmyra Township, **Wayne County**, Army Corps of Engineers Philadelphia District.

To construct and maintain various water obstructions and encroachments associated with the Wayne County portion of the Tennessee Gas Pipeline Northeast Upgrade Project, Loop 321, including twenty-seven (27) wetland crossings and sixteen (16) stream crossings associated with the pipeline and access roads, temporarily impacting 9.77 acres of wetlands and approximately 363 feet of stream channel. The water obstructions and encroachments are shown in the attached tables.

The project begins at the intersection of Adams Pond Road and State Route 2011 (White Mills, PA Quadrangle Lat: 41°33'43.63"; Long: -75°11'13.86") in Berlin Township and ends on the east side of Mushpaw Road approximately 3.5 miles from the intersection of Crickett Hill Road (White Mills, PA Quadrangle Lat: 41°30'46.458"; Long: -75°03'48.4") in Palmyra Township, Wayne County. (Subbasin: 1B)

**Table A—Waterbody Crossings Associated with Northeast Upgrade Project (Loop 321 )**

Crossing Number	Waterbody ID	Waterbody Name (where applicable)	Latitude Longitude	Municipality	USGS Quadrangle	Type <sup>a</sup>	Water Crossing Length	Ch. 93 Water Quality Designation / Fishery Classification	Timing Restriction	Crossing Method <sup>b</sup>
PIPELINE FACILITIES										
1	L3 S001	Tributary 05954 to Indian Orchard Brook	41° 33' 34.85" -75° 11' 04.56"	Berlin Township	White Mills	P	17	HQ-CWF / Class A Wild Trout	October 1—April 1	II
2	L3 S002A	UNT to Tributary 05956 to Indian Orchard Brook	41° 33' 01.00" -75° 09' 04.84"	Berlin Township	White Mills	I	0	HQ-CWF / Class A Wild Trout	October 1—April 1	N/A
3	L3 S002	Tributary 05956 to Indian Orchard Brook	41° 32' 59.68" -75° 09' 43.76"	Berlin Township	White Mills	P	38	HQ-CWF / Class A Wild Trout	October 1—April 1	II
4	L3 S003	UNT to Tributary 05956 to Indian Orchard Brook	41° 32' 49.31" -75° 09' 24.76"	Berlin Township	White Mills	I	3	HQ-CWF / Class A Wild Trout	October 1—April 1	II
5	L3 S004A	UNT to Swamp Brook	41° 33' 01.00" -75° 09' 04.84"	Berlin Township	White Mills	I	0	HQ-CWF MF	none	N/A
6	L3 S005A	UNT to Swamp Brook	41° 32' 59.68" -75° 09' 43.76"	Berlin Township	White Mills	P	21	HQ-CWF MF	none	II



<i>Crossing Number</i>	<i>Waterbody ID</i>	<i>Waterbody Name (where applicable)</i>	<i>Latitude Longitude</i>	<i>Municipality</i>	<i>USGS Quadrangle</i>	<i>Type<sup>a</sup></i>	<i>Water Crossing Length</i>	<i>Ch. 93 Water Quality Designation / Fishery Classification</i>	<i>Timing Restriction</i>	<i>Crossing Method<sup>b</sup></i>
7	L3 S005	Swamp Brook	41° 32' 46.03" -75° 9' 19.8"	Berlin Township	White Mills	P	50	HQ-CWF MF	none	II
8	L3 S006A	UNT to Tributary 06158 to Rattlesnake Creek	41° 32' 03.62" -75° 08' 0 9.50"	Berlin Township	White Mills	I	35	HQ-CWF / Class A Wild Trout	October 1—April 1	II
ACCESS ROADS										
9	L3 AR05 S036	UNT to Tributary 05956 to Indian Orchard Brook	41° 33' 49.54" -75° 10' 59.30"	Berlin Township	White Mills	I	8.7	HQ-CWF / Class A Wild Trout	October 1—April 1	
10	L3 AR20 S018	UNT to Swamp Brook	41° 32' 55.27" -75° 09' 19.35"	Berlin Township	White Mills	I	0.5	HQ-CWF MF	none	
11	L3 AR20 S018A	UNT to Swamp Brook	41° 32' 55.6" -75° 09' 19.9"	Berlin Township	White Mills	I	0	HQ-CWF MF	none	
12	L3 AR20 S019	UNT to Tributary 06158 to Rattlesnake Creek	41° 32' 01.23" -75° 08' 13.92"	Berlin Township	White Mills	I	8.4	HQ-CWF	none	
13	L3 AR20 S019A	UNT Tributary 06158 to Rattlesnake Creek	41° 32' 3.91" -75° 8' 9.852"	Berlin Township	White Mills	I	2	HQ-CWF	none	
14	L3 AR20 S025	UNT to Tributary 64403 to Tinkwig Creek	41° 31' 08.89"	Palmyra Township	White Mills	I	5	HQ-CWF MF	none	
15	L3 AR20 S025A	UNT to Tributary 64403 to Tinkwig Creek	41° 31' 50.23" -75° 7' 53.22"	Palmyra Township	White Mills	I	139.3	HQ-CWF MF	none	

Crossing Number	Waterbody ID	Waterbody Name (where applicable)	Latitude Longitude	Municipality	USGS Quadrangle	Type <sup>a</sup>	Water Crossing Length	Ch. 93 Water Quality Designation / Fishery Classification	Timing Restriction	Crossing Method <sup>b</sup>
16	L3 AR40 S022	UNT to Tinkwig Creek	41° 31' 35.93" -75° 07' 53.44"	Palmyra Township	White Mills	I	35.4	HQ-CWF MF	none	
TOTAL WATERBODY CROSSING LENGTH										
363										

a: P = perennial; I = intermittent; POW = open water

b: I = Conventional, Open-cut Crossing Method; II = Dry Crossing Method including either Flume or Dam and Pump. HDD = Horizontal Directional Drill. Intermittent streams containing no discernable flow at the time of construction will be crossed using the conventional, open-cut method.

**Table B—Wetlands Associated with the Northeast Upgrade Project—Loop 321**

Wetland Crossing Number	Wetland ID	Latitude Longitude	Municipality	USGS Quadrangle	Crossing Length (ft)	Temporary Wetland Impact (acres)			Chap 105 Wetland Classification	Crossing Method <sup>a</sup>
						PFO	PSS	PEM		
PIPELINE FACILITIES										
1	L3 W002	41° 33' 46.24" -75° 11' 30.50"	Berlin Township	White Mills	0	0	0	0.02	Other	N/A
2	L3 W003	41° 33' 43.18" -75° 11' 23.12"	Berlin Township	White Mills	31	0.04	0	0.03	EV	II
3	L3 W004	41° 33' 39.34" -75° 11' 14.46"	Berlin Township	White Mills	22	0	0	0.04	Other	II
4	L3 W005	41° 33' 36.81" -75° 11' 09.49"	Berlin Township	White Mills	0	0	0	0.03	Other	N/A
5	L3 W006	41° 33' 35.11" -75° 11' 05.06"	Berlin Township	White Mills	74	0.17	0.02	0.04	EV	II
6	L3 W007	41° 33' 32.55" -75° 11' 00.62"	Berlin Township	White Mills	0	0	0.02	0	Other	N/A
7	L3 W008	41° 33' 19.75" -75° 10' 22.83"	Berlin Township	White Mills	322	0.21	0	0.22	Other	II
8	L3 W009	41° 33' 17.03" -75° 10' 16.13"	Berlin Township	White Mills	335	0.74	0	0.15	Other	II
9	L3 W015	41° 33' 10.51" -75° 10' 3"	Berlin Township	White Mills	240	0.43	0	0.06	Other	II
10	L3 W016	41° 33' 00.503" -75° 09' 44.91"	Berlin Township	White Mills	301	0.57	0	0.13	Other	II
11	L3 W017	41° 32' 48.70" -75° 09' 23.57"	Berlin Township	White Mills	273	0.48	0	0.18	Other	II
12	L3 W019	41° 32' 43.16" -75° 09' 14.43"	Berlin Township	White Mills	224	0.47	0	0.07	Other	II
13	L3 W020	41° 32' 39.66" -75° 09' 08.17"	Berlin Township	White Mills	34	0.09	0	0.005	Other	II

Wetland Crossing Number	Wetland ID	Latitude Longitude	Municipality	USGS Quadrangle	Crossing Length (ft)	Temporary Wetland Impact (acres)			Chap 105 Wetland Classification	Crossing Method <sup>a</sup>
						PFO	PSS	PEM		
14	L3 W021	41° 32' 21.12" -75° 08' 35.79"	Berlin Township	White Mills	626	0.7	0	0.38	Other	II
15	L3 W024	41° 32' 13.38" -75° 08' 22.92"	Berlin Township	White Mills	391	0.72	0.003	0.16	Other	II
16	L3 W025	41° 32' 10.64" -75° 08' 18.75"	Berlin Township	White Mills	192	0.083	0.083	0.14	Other	II
17	L3 W026	41° 32' 04.92" -75° 08' 11.09"	Berlin Township	White Mills	1,632	1.67	0	1.07	EV	II
ACCESS ROADS										
18	L3 AR20 W067	41° 32' 55.59" -75° 09' 18.81"	Berlin Township	White Mills	N/A	0.002	0	0	Other	
19	L3 AR20 W069	41° 32' 01.14" -75° 08' 14.00"	Berlin Township	White Mills	N/A	0.02	0	0	Other	
20	L3 AR20 W078	41° 30' 37.57" -75° 08' 33.44"	Berlin Township	White Mills	N/A	0	0	0.02	Other	
21	L3 AR20 W022	41° 31' 29.71" -75° 07' 17.83"	Berlin Township	White Mills	N/A	0	0.001	0	Other	
22	L3 AR20 W023	41° 31' 29.71" -75° 07' 17.83"	Berlin Township	White Mills	N/A	0	0.005	0	Other	
23	L3 AR20 W024	41° 31' 29.71" -75° 7' 17.83"	Berlin Township	White Mills	N/A	0	0	0.03	Other	
24	L3 AR20 W025	41° 31' 29.71" -75° 7' 17.83"	Berlin Township	White Mills	N/A	0	0	0.02	Other	
25	L3 AR40 W075	41° 31' 36.01" -75° 07' 55.37"	Berlin Township	White Mills	N/A	0	0	0.02	Other	
26	L3 AR40 W076	41° 31' 36.19" -75° 07' 54.13"	Berlin Township	White Mills	N/A	0	0	0.006	Other	
27	L3 AR40 W077	41° 31' 40.34" -75° 07' 44.10"	Berlin Township	White Mills	N/A	0.42	0	0	Other	
Total Wetland Impacts						6.815	0.132	2.821		

a: I = Conventional, Open-cut Crossing Method; II = Dry Crossing Method including either Flume or Dam and Pump. HDD = Horizontal Directional Drill. Intermittent streams containing no discernable flow at the time of construction will be crossed using the conventional, open-cut method.

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717.705.4802.*

**E07-435: The Pennsylvania State University**, Commonwealth Services, 101P Physical Plant Building, University Park, Pennsylvania 16802-1118, in Altoona City and Logan Township, **Blair County**, ACOE Baltimore District

To maintain, repair, and install new stabilization features along Spring Run, including: 1) replace and maintain approximately 53.0 linear feet of gabion baskets, 2) install and maintain 39.0 linear feet of new gabion baskets, 3) replace and maintain 27.0 linear feet of gabion baskets with riprap protection, 4) install and maintain 350.0 linear feet of riprap streambank protection, 5) install and maintain 120.0 linear feet of riprap protection to an existing exposed concrete wall footer along the stream channel bottom, 6) 105.0 linear feet of gabion toe jacketing, (7) removal of approximately 250.0 linear feet of gravel bar, and 8) install a single log vane deflector, all in and along Spring Run (WWF, MF) for the purpose of streambank stabilization and stream restoration. The project limits are from the footbridge adjacent to Penn State's Laurel Pavilion at the upstream end to Park Avenue at the downstream end. The project proposes to directly affect 944.0 linear feet of stream channel located in the City of Altoona and Logan Township, Blair County (Altoona, PA Quadrangle; N: 7.23 inches, W: 4.68 inches; Latitude: 40°32'23.4", Longitude: -78°24'31.3").

**E21-425: Weis Markets, Inc.** 1000 South Second Street, PO Box 471, Sunbury, Pennsylvania 17801, in Hampden Township, **Cumberland County**, ACOE Baltimore District

To: 1) fill and maintain 0.18 acre of Palustrine Emergent (PEM) wetland, 2) fill 147.0 linear feet of an unnamed tributary to Pine Creek (WWF), and 3) construct and maintain an 18.0-inch diameter HDPE stormwater outfall, including endwall and riprap rock outlet protection discharging to Pine Creek (WWF). The project is located on the northeast quadrant of the intersection of Wertzville Road and Valley Road in Hampden Township, Cumberland County (Harrisburg West, PA Quadrangle; N: 6.6 inches, W: 13.6 inches; Latitude: 40°17'11", Longitude: -76°58'21"). The purpose of the project is to construct a new Weis Markets grocery store and related infrastructure. The permittee is required to provide a minimum of 0.18 acre of replacement wetland, as well as 75.0 linear feet of streambank stabilization, 75.0 linear feet of shrub plantings, and 100.0 linear feet of random boulder placement within Pine Creek (WWF) to compensate for stream and wetland impacts.

*Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570-327-3636*

**E14-544: Mervin L. Moyer**, 600 Moyer Drive, Howard, PA 16841-1801. Moyer Crossing, in Boggs Township, **Centre County**, ACOE Baltimore District (Snow Shoe SE, PA Quadrangle N: 41°01'42.6"; W: -77°47'02.9").

To remove an existing bridge and to construct and maintain an 8-foot diameter 20-foot long culvert with R-4 armored inlet and outlet with the invert depressed 6-inches into an unnamed tributary to Little Marsh Creek located at 601 Richner Hollow Road (Snow Shoe SE, PA Quadrangle N: 41°01'42.6"; W: -77°47'02.9") in Boggs Township, Centre County. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

*Southwest Region: Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**E02-1668. Pennsylvania Department of Transportation—District 11-0**, 45 Thoms Run Road, Bridgeville, PA 15017, South Fayette Township, **Allegheny County**; ACOE Pittsburgh District

Applicant has been given consent to construct and maintain an 18 ft span, 54 ft long, 7 ft clearance box culvert depressed 1 ft with a drainage area of 3.65 square miles replacing the existing 15.8 ft span, 6.4 ft underclearance, 27 ft long bridge under the to be widened SR 3003; temporary encroachments, including a temporary pedestrian access and bridge; and road construction associated stormwater outfalls in Coal Run (WWF, Bridgeville PA Quadrangle, North 17.25 inches and West 15.5 inches; Latitude 40° 20' 53" and Longitude 80° 6' 38") South Fayette Township, Allegheny County.

**E65-906. Municipality of Murrysville**; 4100 Sardis Road, Murrysville, PA 15668; Borough of Murrysville, **Westmoreland County**; ACOE Pittsburgh District.

Applicant has been given consent to operate and maintain approximately 154' of relocated stream channel, and to operate and maintain fill along the right bank floodway for approximately 500 feet; to construct, operate and maintain a low-flow channel through the relocated section of an unnamed tributary to Turtle Creek (TSF), for the purpose of repairing erosion of a road embankment and for the disposal of fill material from State Route 22 reconstruction. The project is located approximately 300' south of US Route 22 in Borough of Murrysville, Westmoreland County. (Murrysville PA Quadrangle: North: 7.2": West: 2.3": Latitude: 40° 24' 50"; Longitude: 79° 38' 29.1".)

*District Oil & Gas Operations: Eastern Oil & Gas District, 208 West Third Street, Suite 101, Williamsport, PA 17701*

**E6629-014: Appalachia Midstream Services, LLC**, 100 IST Center, Horseheads, NY 14845, Forkston, Mehoopany, North Branch, and Windham Townships, **Wyoming County**, ACOE Baltimore District.

To construct, operate and maintain the Cappucci Gathering Line, which consists of one 20-inch diameter natural gas gathering line, 6-inch diameter lateral well pipelines, and associated temporary construction accesses, with impacts as follows:

1. 1,763 square feet of temporary impacts to Palustrine Emergent (PEM) and Palustrine Scrub/Shrub (PSS) Wetlands via boring and temporary timber matting (Jenningsville, PA Quadrangle, Latitude: N41°34'19.0", Longitude: W76°10'03.0");

2. 1,087 square feet of temporary impacts to Palustrine Emergent (PEM) Wetlands via open cut trenching and temporary timber matting (Jenningsville, PA Quadrangle, Latitude: N41°34'17.0", Longitude: W76°09'59.0");

3. 77.0 linear feet of a UNT to Farr Hollow (CWF, MF) and 952 square feet of temporary impacts to Exceptional Value (EV) Palustrine Emergent (PEM) Wetlands via open cut trenching and temporary timber matting (Jenningsville, PA Quadrangle, Latitude: N41°34'13.0", Longitude: W76°09'50.0");

4. 848 square feet of temporary impacts to Exceptional Value (EV) Palustrine Emergent (PEM) Wetlands via open cut trenching and temporary timber matting (Jenningsville, PA Quadrangle, Latitude: N41°34'10.0", Longitude: W76°09'50.0");



5. 80.0 linear feet of a UNT to Farr Hollow (CWF, MF) and 1,412 square feet of temporary impacts to Exceptional Value (EV) Palustrine Emergent (PEM) and Palustrine Scrub/Shrub (PSS) Wetlands via open cut trenching and temporary timber matting (Jenningsville, PA Quadrangle, Latitude: N41°34'12.0", Longitude: W76°09'34.0");

6. 1,511 square feet of temporary impacts to Exceptional Value (EV) Palustrine Emergent (PEM) Wetlands via open cut trenching and temporary timber matting (Jenningsville, PA Quadrangle, Latitude: N41°34'08.0", Longitude: W76°09'20.0");

7. 80.0 linear feet of Farr Hollow (CWF, MF) and 1,475 square feet of temporary impacts to Exceptional Value (EV) Palustrine Emergent (PEM) and Palustrine Scrub/Shrub (PSS) Wetlands via open cut trenching and temporary timber matting (Jenningsville, PA Quadrangle, Latitude: N41°33'55.0", Longitude: W76°08'59.0");

8. 8,186 square feet of permanent impacts to Exceptional Value (EV) Palustrine Forested (PFO) Wetlands and 2,153 square feet of temporary impacts to Exceptional Value (EV) Palustrine Emergent (PEM) Wetlands via open cut trenching and temporary timber matting (Jenningsville, PA Quadrangle, Latitude: N41°33'48.0", Longitude: W76°08'48.0");

9. 85.0 linear feet of a UNT to Farr Hollow (CWF, MF) and 5,247 square feet of permanent impacts to Exceptional Value (EV) Palustrine Forested (PFO) Wetlands via open cut trenching and temporary timber matting (Jenningsville, PA Quadrangle, Latitude: N41°33'47.0", Longitude: W76°08'39.0");

10. 1,100 square feet of temporary impacts to Palustrine Emergent (PEM) Wetlands via boring and temporary timber matting (Meshoppen, PA Quadrangle, Latitude: N41°33'23.0", Longitude: W76°07'15.0");

11. 80.0 linear feet of a UNT to Fox Hollow (CWF, MF) via open cut trenching and temporary timber matting (Meshoppen, PA Quadrangle, Latitude: N41°33'24.0", Longitude: W76°07'13.0");

12. 214 square feet of permanent impacts to Palustrine Forested (PFO) Wetlands and 3,961 square feet of temporary impacts to Palustrine Emergent (PEM) Wetlands via open cut trenching and temporary timber matting (Meshoppen, PA Quadrangle, Latitude: N41°33'27.0", Longitude: W76°07'04.0");

13. 4,943 square feet of temporary impacts to Palustrine Emergent (PEM) and Palustrine Scrub/Shrub (PSS) Wetlands via open cut trenching and temporary timber matting (Meshoppen, PA Quadrangle, Latitude: N41°33'38.0", Longitude: W76°06'47.0");

14. 3,029 square feet of temporary impacts to Palustrine Emergent (PEM) Wetlands via open cut trenching and temporary timber matting (Meshoppen, PA Quadrangle, Latitude: N41°33'32.0", Longitude: W76°06'50.0"); and

15. 150.0 linear feet of Fox Hollow (CWF, MF) via open cut trenching and temporary timber matting (Meshoppen, PA Quadrangle, Latitude: N41°33'32.0", Longitude: W76°06'34.0").

The project will result in 569.0 linear feet of stream impacts, 15,883 square feet (0.36 acre) of temporary impacts to Palustrine Emergent (PEM) and Palustrine Scrub/Shrub (PSS) Wetlands, 214 square feet (0.01 acre) of permanent impacts to Palustrine Forested (PFO) Wetlands, 6,198 square feet (0.14 acre) of temporary

impacts to Exceptional Value (EV) Palustrine Emergent (PEM) Wetlands, 2,153 square feet (0.05 acre) of temporary impacts to Exceptional Value (EV) Palustrine Scrub/Shrub (PSS) Wetlands, and 13,433 square feet (0.31 acre) of permanent impacts to Exceptional Value Palustrine Forested (PFO) Wetlands, all for the purpose of installing one 20-inch diameter natural gas gathering line, 6-inch diameter lateral well pipelines, and associated temporary construction accesses for the development of the Marcellus Shale.

**E0829-055: Angelina Gathering Company, LLC**, 2350 N. Sam Houston Parkway Houston, TX 77032, Herrick and Wyalusing Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 71 linear feet of an unnamed tributary to Rummerfield Creek (WWF, MF) (Rome, PA Quadrangle, Latitude: 41° 46'47", Longitude: -76° 16'22");

2. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 112 linear feet of an unnamed tributary to Rummerfield Creek (WWF, MF) (Rome, PA Quadrangle, Latitude: 41° 46'29", Longitude: -76° 16'24");

3. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 5,576 square feet of a Palustrine Emergent Wetland (Rome, PA Quadrangle, Latitude: 41° 49'20", Longitude: -76° 17'34");

4. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 44 square feet of a Palustrine Emergent Wetland (Rome, PA Quadrangle, Latitude: 41° 49'20", Longitude: -76° 17'34");

5. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 73 linear feet of an unnamed tributary to Rummerfield Creek (WWF, MF) (Rome, PA Quadrangle, Latitude: 41°46'24", Longitude: -76°16'35");

6. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 75 linear feet of an unnamed tributary to Rummerfield Creek (WWF, MF) (Rome, PA Quadrangle, Latitude: 41°46'22", Longitude: -76°16'35");

7. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 98 linear feet of an unnamed tributary to Rummerfield Creek (WWF, MF) (Rome, PA Quadrangle, Latitude: 41°46'21", Longitude: -76°16'36");

8. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 787 linear feet of an unnamed tributary to Rummerfield Creek (WWF, MF) and impacting 15,682 square feet of a Palustrine Forested Wetland (Rome, PA Quadrangle, Latitude: 41°46'07", Longitude: -76°16'39");

9. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 9,278 square feet of a Palustrine Emergent Wetland (Rome, PA Quadrangle, Latitude: 41° 45'49", Longitude: -76° 16'39");

10. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 6,578 square feet of a Palustrine Scrub-Shrub

Wetland and a Palustrine Forested Wetland (Rome, PA Quadrangle, Latitude: 41° 45'19", Longitude: -76° 16'40");

11. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 78 linear feet of an unnamed tributary to Billings Creek (WWF, MF) and impacting 18,165 square feet of a Palustrine Emergent Wetland (Wyalusing, PA Quadrangle, Latitude: 41°44'53", Longitude: -76°16'38");

12. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 70 linear feet of an unnamed tributary to Billings Creek (WWF, MF) and impacting 392 square feet of a Palustrine Emergent Wetland (Wyalusing, PA Quadrangle, Latitude: 41°44'50", Longitude: -76°16'38");

13. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 3,616 square feet of a Palustrine Emergent Wetland and a Palustrine Forested Wetland (Wyalusing, PA Quadrangle, Latitude: 41° 44'32", Longitude: -76° 16'51");

14. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 5,053 square feet of a Palustrine Emergent Wetland (Wyalusing, PA Quadrangle, Latitude: 41° 44'30", Longitude: -76° 16'51");

15. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 1,786 square feet of a Palustrine Forested Wetland (Wyalusing, PA Quadrangle, Latitude: 41° 44'24", Longitude: -76° 16'45");

16. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 67 linear feet of an unnamed tributary to Susquehanna River (WWF, MF) (Wyalusing, PA Quadrangle, Latitude: 41° 44'14", Longitude: -76° 16'44");

17. a 16 inch and a 12 inch diameter natural gas line, and a 16 inch diameter water line impacting 9 linear feet of an unnamed tributary to Susquehanna River (WWF, MF) (Wyalusing, PA Quadrangle, Latitude: 41° 44'07", Longitude: -76° 16'58");

18. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 74 linear feet of an unnamed tributary to Susquehanna River (WWF, MF) (Wyalusing, PA Quadrangle, Latitude: 41° 44'03", Longitude: -76° 16'57");

19. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 741 square feet of a Palustrine Emergent Wetland (Wyalusing, PA Quadrangle, Latitude: 41° 43'32", Longitude: -76° 16'49");

20. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 11,979 square feet of a Palustrine Emergent Wetland and a Palustrine Forested Wetland (Wyalusing, PA Quadrangle, Latitude: 41° 43'25", Longitude: -76° 16'41");

21. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 164 linear feet of an unnamed tributary to Brewers Creek (WWF, MF) (Wyalusing, PA Quadrangle, Latitude: 41° 43'24", Longitude: -76° 16'34");

22. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 9,409 square feet of a Palustrine Emergent Wetland (Wyalusing, PA Quadrangle, Latitude: 41° 43'03", Longitude: -76° 16'08");

23. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 114 linear feet of an unnamed tributary to Brewers Creek (WWF, MF) and impacting 18,992 square feet of a Palustrine Forested Wetland (Wyalusing, PA Quadrangle, Latitude: 41°42'36", Longitude: -76°15'46");

24. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 263 linear feet of an unnamed tributary to Brewers Creek (WWF, MF) (Wyalusing, PA Quadrangle, Latitude: 41° 42'27", Longitude: -76° 15'54");

25. a 16 inch and a 12 inch diameter natural gas line, a 16 inch diameter water line and a timber mat bridge impacting 2,788 square feet of a Palustrine Emergent Wetland (Wyalusing, PA Quadrangle, Latitude: 41° 42'23", Longitude: -76° 16'02");

The project will result in 1,346 linear feet of stream impacts and 63,162 square feet (1.45 acres) of temporary PEM and PSS wetland impacts and 47,045 square feet (1.08 acres) of permanent impact to PFO wetlands, due to forested conversion, all for the purpose of installing a natural gas pipeline and a water line with associated access roadways for Marcellus shale development.

#### EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

*Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790*

<i>ESCP No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>
ESCGP- 02 00 11 801	Tennessee Gas Pipeline 1001 Louisiana Street Houston, TX 77002	Bradford	Wyalusing, Tuscarora and Asylum Townships	Susquehanna River (WWF, MF) UNT's to Susquehanna River (WWF, MF) Brewer Creek (WWF, MF) UNT to Brewer Creek (WWF, MF) Wyalusing Creek (WWF, MF) UNT to Wyalusing Creek (WWF, MF) UNT's to Little Tuscarora Creek (CWF, MF)
		Susquehanna	Clifford Twp.	Idlewild Creek (CWF, MF)
		Wayne	Berlin & Palmyra Townships	UNT's to Indian Orchard Brook (HQ-CWF, MF) Swamp Brook (HQ-CWF, MF) UNT to Swamp Brook (HQ-CWF, MF) UNT's to Rattlesnake Creek (HQ-CWF, MF) UNT's to Tinkwig Creek (HQ-CWF, MF)
		Pike	Milford, Westfall & Lackawaxen Townships	West Falls Creek (HQ-CWF, MF) UNT to West Falls Creek (HQ-CWF, MF) Pinchot Brook (EV, MF) UNT to Pinchot Brook (EV, MF), Dimock Meadow Brook (EV, MF) UNT to Dimock Meadow Brook (EV, MF) UNT to Vantine Brook (HQ-CWF, MF) Vandermark Creek (HQ-CWF, MF) UNT to Vandermark Creek (HQ-CWF, MF) Laurel Brook (HQ-CWF, MF) Deep Brook (EV, MF) UNT to Deep Brook (EV, MF) Crawford Branch (HQ-CWF, MF) Cummins Creek (HQ-CWF, MF) UNT to Cummins Creek (HQ-CWF, MF) Rosetown Creek (HQ-CWF, MF) Delaware River (WWF, MF) UNT to Delaware River (HQ-CWF, MF)



*Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701*

ESCGP-1 # ESX12-081-0153

Applicant Name Anadarko Marcellus Midstream, LLC  
Contact Person Nathan Bennett  
Address 33 W. Third Street, Suite 200  
City, State, Zip Williamsport, PA 17701  
County Lycoming County  
Township(s) Cogan House Township  
Receiving Stream(s) and Classification(s) Steam Valley Run (EV)

ESCGP-1 # ESX12-035-0023

Applicant Name Anadarko E&P Company, LP  
Contact Person Nathan Bennett  
Address 33 W. Third Street, Suite 200  
City, State, Zip Williamsport, PA 17701  
County Clinton County  
Township(s) Gallagher Township  
Receiving Stream(s) and Classification(s) Rattlesnake Run (HQ-CWF, MF), West Branch Lick Run (EV/MF);  
Secondary: West Branch Susquehanna River (WWF), Lick Run (EV/MF)

ESCGP-1 # ESX12-015-0207

Applicant Name Chesapeake Appalachia, LLC  
Contact Person Eric Haskins  
Address 101 North Main Street  
City, State, Zip Athens, PA 18810  
County Bradford County  
Township(s) Monroe and Overton Townships  
Receiving Stream(s) and Classification(s) Satterlee Run (HQ), Deep Hollow (HQ), UNT to Ladds Creek (CWF);  
Secondary: South Branch Towanda Creek (CWF)

ESCGP-1 # ESX12-015-0176 (01)

Applicant Name Angelina Gathering Company, LLC  
Contact Person Danny Spaulding  
Address 2350 N. Sam Houston Parkway E., Suite 125  
City, State, Zip Houston, TX 77032  
County Bradford County  
Township(s) Herrick and Wyalusing Townships  
Receiving Stream(s) and Classification(s) UNT to Rummelfield Creek, UNT to Susquehanna River, UNT to Billings Creek, Brewer Creek (All WWF/MF)

ESCGP-1 # ESX12-015-0109 (01)

Applicant Name Angelina Gathering Company, LLC  
Contact Person Danny Spaulding  
Address 2350 N. Sam Houston Parkway E., Suite 125  
City, State, Zip Houston, TX 77032  
County Bradford County  
Township(s) Herrick and Standing Stone Townships  
Receiving Stream(s) and Classification(s) UNTs to Rummelfield Creek (WWF/MF)

ESCGP-1 # ESX12-015-0208

Applicant Name Appalachia Midstream Services, LLC  
Contact Person Greg Floerke  
Address 100 Ist Center  
City, State, Zip Horseheads, NY 14845  
County Bradford County  
Township(s) Monroe and Overton  
Receiving Stream(s) and Classification(s) Schrader Creek (HQ-CWF/MF), Millstone Creek (HQ-CWF/MF) and UNT to Millstone Creek (HQ-CWF/MF)

ESCGP-1 # EX12-113-0038

Applicant Name Chesapeake Appalachia, LLC  
Contact Person Eric Haskins  
Address 101 North Main Street  
City, State, Zip Athens, PA 18810  
County Sullivan County

Township(s) Cherry Township  
Receiving Stream(s) and Classification(s) Mill Creek (EV);  
Secondary: Little Loyalsock Creek (EV)

ESCGP-1 # ESX12-115-0197

Applicant Name Susquehanna Gathering Company, LLC  
Contact Person John Miller  
Address PO Box 839, 1299 Oliver Road  
City, State, Zip New Milford, PA 18834-0839  
County Susquehanna County  
Township(s) Great Bend and New Milford Townships  
Receiving Stream(s) and Classification(s) Deacon Brook/Mitchell Creek (CWF)

ESCGP-1 # ESX12-115-0199

Applicant Name Williams Field Services Company, LLC  
Contact Person Thomas Page  
Address 1605 Coraopolis Heights Road  
City, State, Zip Moon Township, PA 15108-4310  
County Susquehanna County  
Township(s) Harford Township  
Receiving Stream(s) and Classification(s) East Branch Martin's Creek, Leslie Creek, and Nine Partners Creek/Upper Susquehanna- Tunkhannock Watershed (Other)

ESCGP-1 # ESX12-033-0013 (01)

Applicant Name Energy Corporation of America  
Contact Person Travis Wendel  
Address 101 Heritage Run Road, Suite 1  
City, State, Zip Indiana, PA 15701  
County Clearfield County  
Township(s) Girard Township  
Receiving Stream(s) and Classification(s) Gifford Run, west Branch of Susquehanna (HQ)

ESCGP-1 # ESX12-113-0039

Applicant Name PVR NEPA Gas Gathering, LLC  
Contact Person Nicholas Bryan  
Address 100 Penn Tower, Suite 201-202, 25 W. Third Street  
City, State, Zip Williamsport, PA 17701  
County Sullivan County  
Township(s) Davidson and Laport Townships  
Receiving Stream(s) and Classification(s) Big Run, Mosey Run, Muncy Creek, Long Brook, Painters Den, Cherry Run (All EV/MF)

ESCGP-1 # ESX12-081-0156

Applicant Name Anadarko E&P Company, LP  
Contact Person Nathan Bennett  
Address 33 W. Third Street, Suite 200  
City, State, Zip Williamsport, PA 17701  
County Lycoming County  
Township(s) Pine Township  
Receiving Stream(s) and Classification(s) Fourmile Run, Smith Run (Both EV/MF);  
Secondary: Texas Creek (EV/MF)

ESCGP-1 # ESX12-081-0155

Applicant Name Anadarko E&P Company, LP  
Contact Person Nathan Bennett  
Address 33 W. Third Street, Suite 200  
City, State, Zip Williamsport, PA 17701  
County Lycoming County  
Township(s) Lewis Township  
Receiving Stream(s) and Classification(s) Lycoming Creek (CWF/MF);  
Secondary: West Branch Susquehanna River



ESCGP-1 # ESX12-117-0087  
 Applicant Name SWEPI LP  
 Contact Person H. James Sewell  
 Address 190 Thorn Hill Road  
 City, State, Zip Warrendale, PA 15086  
 County Tioga County  
 Township(s) Union Township  
 Receiving Stream(s) and Classification(s) West Mill Creek (HQ)

ESCGP-1 # ESX12-081-0151  
 Applicant Name EXCO Resources (PA), LLC

Contact Person Gregg Stewart  
 Address 3000 Ericsson Drive, Suite 200  
 City, State, Zip Warrendale, PA 15086  
 County Lycoming County  
 Township(s) Cogan House Township  
 Receiving Stream(s) and Classification(s) Roaring Run (EV);  
 Secondary: Larry's Creek (EV)

*Southwest Region: Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-4745.*

<i>ESCGP-1 No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
0056128001	Columbia Gas of PA, Inc. 150 Hillside Drive Bethel Park, PA 15102	Somerset	Summit Township	Flaugherty Creek (CWF)
0063108001-3	MarkWest Liberty Midstream & Resources, LLC Rick Lowry 601 Technology Drive Suite 300 Canonsburg, PA 15317	Washington	Chartiers Township, Mt. Pleasant Township, Canton Township, Hopewell Township, Buffalo Township, Blaine Township, Donegal Township, West Finley Township	UNTs to Brush Run (HQ-WWF), Brush Run (HQ-WWF), UNTs to Charters Creek (WWF), UNTs to Georges Run (WWF), Georges Run (WWF), UNTs to Chartiers Run (WWF), Chartiers Run (WWF), UNTs to Spottedtail Run (WWF), UNTs to Robinson Fork (WWF), UNTs Beham Run (WWF), Beham Run (WWF), Blockhouse Run (WWF), UNTs to Blockhouse Run (WWF), UNTs to Bonar Creek (HQ-WWF), Bonar Creek (HQ-WWF), Dutch Fork (HQ-WWF), UNTs to Dutch Fork (HQ-WWF), UNTs to Buck Run (HQ-WWF), UNTs to Buffalo Creek (HQ-WWF), Buffalo Creek (HQ-WWF), UNTs to Wolf Run (HQ-WWF), Westland Run (WWF), Enlow Fork (TSF)

*Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335*

ESCGP-1 #ESX12-065-0054-Pine Creek Suction Pipeline Replacement  
 Applicant EXCO Resources PA LLC  
 Contact Eric Williams  
 Address 3000 Ericsson Drive  
 City Warrendale State PA Zip Code 15086  
 County Jefferson Township(s) Pine Creek(s)  
 Receiving Stream(s) and Classification(s) Five Mile Run (CWF)

ESCGP-1 #ESX12-019-0163—Ambrose Flowline  
 Applicant Mountain Gathering LLC

Contact Dewey Chalos  
 Address 395 Airport Road  
 City Indiana State PA Zip Code 15701  
 County Butler Township(s) Summit(s)  
 Receiving Stream(s) and Classification(s) (2) UNTs to Coal Run

ESCGP-1 #ESX12-019-0152A—Salvatora Unit Gas Well  
 No. 1H, 2H, 3H  
 Applicant XTO Energy, Inc

Contact Melissa Breitenbach  
Address 502 Keystone Drive  
City Warrandale State PA Zip Code 15086  
County Butler Township(s) Summit(s)  
Receiving Stream(s) and Classification(s) Coal Run

ESCGP-1 #ESX12-121-0019—Masters West  
Applicant Catalyst Energy, Inc  
Contact Doug Jones  
Address 424 South 27th Street, Suite 304  
City Pittsburgh State PA Zip Code 15203  
County Venango Township(s) Rockland(s)  
Receiving Stream(s) and Classification(s) East Sandy  
Creek & Tributary's

ESCGP-1 #ESX12-085-0016—Bison Grove Water Intake  
Applicant SWEPI LP Contact H. James Sewell  
Address 190 Thorn Hill Road  
City Warrendale State PA Zip Code 15086  
County Mercer Township(s) Liberty & Pine(s)  
Receiving Stream(s) and Classification(s) UNT Swamp  
Run

ESCGP-1 #ESX12-083-0074—Taft Lease 2012 Oil Well  
Development  
Applicant Catalyst Energy, Inc  
Contact Doug Jones  
Address 424 South 27th Street, Suite 304  
City Pittsburgh State PA Zip Code 15203  
County McKean Township(s) Otto(s)  
Receiving Stream(s) and Classification(s) South Branch  
Knapp Creek (CWF) north Branch Cole Creek (CWF)

ESCGP-1 #ESX10-083-0017A—Minard Run Pad A-Major  
Modification  
Applicant Triana Energy LLC  
Contact Rachelle King  
Address 900 Virginia Street East, Suite 400  
City Charleston State WV Zip Code 25301  
County McKean Township(s) Bradford and Lafayette(s)  
Receiving Stream(s) and Classification(s) UNT of East  
Branch Tunugwant Creek HQ-CWF, UNT of Railroad  
Run and Minard Run EV-CWF

ESCGP-1 # ESX10-053-0008A—Tionesta Pad A Pipeline  
and Production Facilities  
Applicant Seneca Resources Corporation  
Contact Mr. Michael Clinger  
Address 51 Zents Boulevard  
City Brookville State PA Zip Code 15825  
County Forest Township(s) Tionesta(s)  
Receiving Stream(s) and Classification(s) Chauncy Run—  
Exceptional Value

ESCGP-1 #ESX12-019-0161—Cypher Well Pad  
Applicant XTO Energy  
Contact Melissa Breitenbach  
Address 502 Keystone Drive  
City Warrendale State PA Zip Code 15086  
County Butler Township(s) Clearfield(s)  
Receiving Stream(s) and Classification(s) 2 UNT's to  
Little Buffalo Run—HQ, Buffalo Creek

ESCGP-1 #ESX12-065-0053-Line 4724 Remediate Expo-  
sures Project  
Applicant NiSource/Columbia Gas Transmission LLC  
Contact Jon Adamson  
Address 1700 MacCorkle Avenue SE  
City Charleston State WV Zip Code 25314  
County Jefferson Township(s) Rose & Knox(s)  
Receiving Stream(s) and Classification(s) Fivemile Run  
(HUC 050100060305); CWF, TSF

*Southwest Region: Oil & Gas Program Mgr. 400 Water-  
front Dr. Pittsburgh PA*

10/3/12  
ESCGP-1 No: ESX11-125-0105  
Applicant Name: RANGE RESOURCES APPALACHIA  
LLC  
Contact Person MR GLENN D TRUZZI  
Address: 3000 TOWN CENTER BOULEVARD  
City: CANONSBURG State: PA Zip Code: 15317  
County: WASHINGTON Township: HANOVER  
Receiving Stream (s) And Classifications: KINGS CREEK  
(CWF), AND UNT TO KINGS CREEK (CWF)/ RAC-  
COON CREEK WATERSHED

10/9/12  
ESCGP-1 No.: ESX12-125-0120  
Applicant Name: RANGE RESOURCES APPALACHIA  
LLC  
Contact Person: MS LAURA M RUSMISEL  
Address: 3000 TOWN CENTER BOULEVARD  
City: CANONSBURG State: PA Zip Code: 15317  
County: WASHINGTON Township(s): DONEGAL, WEST  
FINLEY

Receiving Stream(s) and Classifications: UNTs TO  
MIDDLE WHEELING CREEK (WWF)/WHEELING-  
BUFFALO CREEKS WATERSHED; OTHER

10/22/12  
ESCGP-1 No.: ESX12-125-0123  
Applicant Name: MARKWEST LIBERTY MIDSTREAM  
& RESOURCES LLC  
Contact Person: MR RICK LOWRY  
Address: 601 TECHNOLOGY DRIVE SUITE 300  
City: CANONSBURG State: PA Zip Code: 15317  
County: WASHINGTON Township(s): BUFFALO (TWP)  
GREEN HILLS (BORO) SOUTH FRANKLIN (TWP)  
Receiving Stream(s) and Classifications: UNT TO FORK  
OF BANE CREEK (TSF), UNTs TO CHARTIERS  
CREEK (WWF), CHARTIERS CREEK (WWF) AND  
UNTs TO BUFFALO CREEK (HQ-WWF); HQ; OTHER

10/22/12  
ESCGP-1 No.: ESX12-125-0121  
Applicant Name: RICE DRILLING B LLC  
Contact Person: MR DAVID Z MILLER  
Address: 171 HILLPOINTE DRIVE SUITE 301  
City: CANONSBURG State: PA Zip Code: 15317  
County: WASHINGTON Township(s): SOMERSET—  
NORTH BETHLEHEM  
Receiving Stream(s) and Classifications: UNT S-04 TO  
SOUTH BRANCH OF PIGEON CREEK; OTHER

9/27/12  
ESCGP-1 No.: ESX12-129-0021  
Applicant Name: CHEVRON APPALACHIA LLC  
Contact Person: MR JEREMY HIRTZ  
Address: 800 MOUNTAIN VIEW DRIVE  
City: SMITHFIELD State: PA Zip Code: 15478  
COUNTY WESTMORELAND Township(s): SEWICKLEY  
Receiving Stream(s) and Classifications: PINKERTON  
RUN (WWF), KELLY RUN (WWF)/YOUGHIOGHENY  
RIVER; OTHER

10/4/12  
ESCGP-1 No: ESX12-007-0016  
Applicant Name: CHESAPEAKE APPALACHIA LLC  
Contact Person MR ERIC W HASKINS  
Address: 101 NORTH MAIN STREET  
City: ATHENS State: PA Zip Code: 18810  
County: BEAVER Township: DARLINGTON TOWNSHIP  
Receiving Stream (s) And Classifications: UNT TO  
NORTH FORK LITTLE BEAVER CREEK—HQ—CWF;  
HQ

8/16/12

ESCGP-1 No.: ESX12-111-0001

Applicant Name: CAIMAN PENN MIDSTREAM LLC

Contact Person: SHANE MUSGROVE

Address: 5949 SHERRY LANE SUITE 1300

City: DALLAS State: TX Zip Code: 75225

County: SOMERSET Township(s): ADDISON

Receiving Stream(s) and Classifications:

YOUGHIOGHENY RIVER & WHITES CREEK / CAS-  
SELMAN WATERSHED; HQ; OTHER

8/13/12

ESCGP-1 No.: ESX12-059-0041

Applicant Name: APPALACHIA MIDSTREAM SER-  
VICES LLC

Contact Person: MR TOBY LATTEA

Address: 179 CHESAPEAKE DRIVE

City: JANE LEW State: WV Zip Code: 26378-8601

County: GREENE Township(s): ALEPPO

Receiving Stream(s) and Classifications: SEE APPENDIX  
A—RECEIVING WATERS; OTHER

9/27/12

ESCGP-1 No.: ESX12-129-0021

Applicant Name: CHEVRON APPALACHIA LLC

Contact Person: MR JEREMY HIRTZ

Address: 800 MOUNTAIN VIEW DRIVE

City: SMITHFIELD State: PA Zip Code: 15478

County: WESTMORELAND Township(s): SEWICKLEY

Receiving Stream(s) and Classifications: PINKERTON  
RUN (WWF), KELLY RUN (WWF) /  
YOUGHIOGHENY RIVER; OTHER

10/22/12

ESCGP-1 No.: ESX12-051-0009

Applicant Name: CHEVRON APPALACHIA LLC

Contact Person: MR JEREMY HIRTZ

Address: 800 MOUNTAIN VIEW DRIVE

City: SMITHFIELD State: PA Zip Code: 15478

COUNTY FAYETTE Township(s): REDSTONE

Receiving Stream(s) and Classifications: FOURMILE  
RUN (WWF) AND UNTs TO FOURMILE RUN (WWF)/  
MIDDLE MONONGAHELA RIVER WATERSHED;  
OTHER

9/27/12

ESCGP-1 No.: ESX12-059-0044

Applicant Name: APPALACHIA MIDSTREAM SER-  
VICES LLC

Contact Person: MR TOBY LATTEA

Address: 179 CHESAPEAKE DRIVE

City: JANE LEW State: WV Zip Code: 26378-8601

County: GREENE Township(s): ALEPPO / JACKSON/  
RICHHILLReceiving Stream(s) and Classifications: SEE APPENDIX  
A—RECEIVING WATERS; OTHER

10/25/12

ESCGP-1 No.: ESX12-059-0028 MAJOR REVISION

Applicant Name: EQT GATHERING LLC

Contact Person: MS HANNA E MCCOY

Address: 625 LIBERTY AVENUE

City: PITTSBURGH State: PA Zip Code 15222

County: GREENE Township(s): CENTER

Receiving Stream(s) and Classifications: UNT TO WEST  
RUN, WEST RUN, LIGHTNER RUN, UNT TO  
BROWNS CREEK; HQ

9/20/12

ESCGP-1 No.: ESX12-005-0016

Applicant Name: EQT GATHERING LLC

Contact Person: MR BRIAN CLAUTO

Address: 455 RACETRACK ROAD

City: WASHINGTON State: PA Zip Code: 15301

County: ARMSTRONG Township(s): KITTANNING

Receiving Stream(s) and Classifications: TRIB 46306 TO  
NORTH BRANCH CHERRY RUN—CWF TRIB 46302  
TO NORTH BRANCH CHERRY RUN—CWF  
UNT 1 TO TRIB 46302 TO NORTH BRANCH  
CHERRY RUN—CWF COWANSHANNOCK—  
CROOKED CREEKS WATERSHED; OTHER**OIL AND GAS MANAGEMENT**

The following Well Permits have been issued with a waiver under 58 Pa.C.S. § 3215(b)(4) (relating to well location restrictions).

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed which the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not in and of itself create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary to the Board at (717) 787-3483.

*Northwest Region District Oil and Gas Operations,  
Program Manager, 230 Chestnut St., Meadville, PA 16335*

Well Permit #: 115-21054-00-00

Well Farm Name Woosman 6H

Applicant Name: Southwestern Energy Prod Co.

Contact Person: John R. Nicholas

Address: 2350 N. Sam Houston Parkway, East, Houston,  
TX 77032

County: Susquehanna

Municipality New Milford Township:

Name of Stream, Spring, Body of Water as identified on  
the most current 7 1/2 minute topographic quadrangle  
map of the United States Geologic Survey subject to  
the Section 3215(b)(4) waiver: Harford, Tributary to  
Salt Lick Creek HQ-CWF which is tributary to the  
Susquehanna River

Well Permit #: 015-22338-00-00

Well Farm Name Ballibay Bra 5H

Applicant Name: Chesapeake Appalachia, LLC.

Contact Person: Mr. Eric Haskins

Address: 101 North Main Street, Athens, PA 18810

County: Bradford

Municipality Herrick Township:

Name of Stream, Spring, Body of Water as identified on  
the most current 7 1/2 minute topographic quadrangle  
map of the United States Geologic Survey subject to  
the Section 3215(b)(4) waiver: Rome, Billings Creek.



Well Permit #: 015-22360-00-00  
 Well Farm Name Grant Bra 1H  
 Applicant Name: Chesapeake Appalachia LLC.  
 Contact Person: Eric Haskins  
 Address: 101 North Main Street, Athens, PA 18810  
 County: Bradford

Municipality Smithfield Township:  
 Name of Stream, Spring, Body of Water as identified on  
 the most current 7 1/2 minute topographic quadrangle  
 map of the United States Geologic Survey subject to  
 the Section 3215(b)(4) waiver: Ulster, Unnamed Tribu-  
 tary of Browns Creek.

## STORAGE TANKS

### SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) and under 25 Pa Code Chapter 245, Subchapter C, have been issued by the Bureau of Environmental Cleanup and Brownfields, Director, PO Box 8762, Harrisburg, PA 17105-8762.

<i>SSIP Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
12-07-003	Altoona GTL, LLC 10 Gilberton Road Gilberton, PA 17934 Attn: Robert Hoppe	Blair	Allegheny and Blair Townships	3 ASTs storing gasoline and methanol	1,440,000 gallons total

## SPECIAL NOTICES

### HAZARDOUS SITES CLEAN-UP UNDER THE ACT OF OCTOBER 18, 1988

#### Public Notice of Partial Consent Decree Remacor Site

#### Taylor Township, Lawrence County

Pursuant to Section 507 of the Hazardous Sites Cleanup Act, Act of October 18, 1988, P. L. 756, 35 P. S. §§ 6020.101—6020.1305 ("HSCA"), the Pennsylvania Department of Environmental Protection ("Department") and United States Environmental Protection Agency ("USEPA") have negotiated a Partial Consent Decree ("Settlement") regarding the cleanup of the Remacor, Inc. Superfund Site in Taylor Township, Lawrence County, Pennsylvania ("Site"), and recovery of costs incurred and to be incurred in responding to the release or threat of release of hazardous substances at or in connection with the Site.

The payment to be made by each of the following Settling Defendants ("Defendants") under this Consent Decree involves only a minor portion of the response costs at the Site within the meaning of Section 122(g)(1) of CERCLA, 42 U.S.C. § 9622(g)(1) and Section 707(a) of HSCA, 35 P. S. § 6020.707(a).

- Cast Parts, Inc.
- Energy Control Systems, Inc.
- Guitierrez Machine Corporation
- Kirschbaum-Krupp Metal Co./Kirschbaum-Krupp Recycling
- Lavigne Manufacturing Co.
- M.J. Metals, Inc.
- Marshalltown Company
- Metal Mart International, Inc.
- Middleton Aerospace Corporation
- Mid-State Investment Company LLC
- National Machine Company

- Premco, Inc.

- Rolls-Royce Corporation

- Black & Decker (US), Inc.

- The John's Hopkins University/The Johns Hopkins University Applied Physics Laboratory LLC

- Winter's Performance Products, Inc.

The Department's share of that Settlement is \$26,224.32. The specific terms of this agreement are set forth in the Partial Consent Decree ("Settlement") with the Department, USEPA and the Defendants that has been lodged with the U.S. District Court for the Western District of Pennsylvania. Each of the Defendants is a potentially responsible person at the Site that arranged for treatment, disposal at and/or transportation of hazardous substances to the Site. The Department will receive and consider comments relating to the Settlement for sixty (60) days from the date of this Public Notice. The Department has the right to withdraw its consent to the Settlement if the comments concerning the Settlement disclose facts or considerations that indicate that the Settlement is inappropriate, improper, or not in the public interest.

After the public comment period, the Settlement shall be effective upon Court approval after the Department notifies the Court and Defendants, in writing, that this Settlement is final and effective in its present form, and that the Department has filed a response to significant written comments to the Settlement, or that no such comments were received.

The Settlement is available for inspection and copying at the Department's office at 230 Chestnut Street, Meadville, Pennsylvania. Comments may be submitted, in writing, to Mr. Gary Mechty, HSCA Program Manager, Hazardous Sites Cleanup Program, Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335. Further information may be obtained by contacting Mr. Mechty at 814-332-6648. TDD users may contact the Department through the Pennsylvania Relay Service at 800-645-5984.



**Notice of Action on First Application of  
Non-Exceptional Value Sewage Sludge under  
General Permit PAG-08**

*Moshannon District Mining Office: 186 Enterprise  
Drive, Philipsburg, PA 16866, 814-342-8200*

**17128001. Kyler Environmental Services, LTD** (1269 Piedmont Road, Somerset, PA 15501). Biosolids processing and land mine reclamation in Bell Township, **Clearfield County** affecting 25.7 acres. Receiving streams: Curry Run classified for the following uses: Cold Water Fishes and Migratory Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: November 13, 2012.

[Pa.B. Doc. No. 12-2389. Filed for public inspection December 7, 2012, 9:00 a.m.]

**Agricultural Advisory Board Meeting Cancellation**

The Agricultural Advisory Board meeting scheduled for December 19, 2012, has been cancelled. The next meeting is scheduled to occur on February 20, 2013, at 10 a.m. in Susquehanna Room A of the Department of Environmental Protection Southcentral Regional Office Building.

Questions concerning the cancellation of the December 19, 2012, meeting or the February 20, 2013, meeting should be directed to Frank X. Schneider, Bureau of Conservation and Restoration, (717) 772-5972, fschneider@pa.gov. To access the agenda and materials for the February 20, 2013, meeting visit the Department of Environmental Protection's (Department) web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) and select "Public Participation," "Advisory Committees" and "Agricultural Advisory Board."

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 787-7019 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

MICHAEL L. KRANCER,  
*Secretary*

[Pa.B. Doc. No. 12-2390. Filed for public inspection December 7, 2012, 9:00 a.m.]

**Availability of Technical Guidance**

Technical guidance documents are available on the Department of Environmental Protection's (Department) web site at <http://www.elibrary.dep.state.pa.us>. The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final technical guidance documents are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft technical guidance documents.

*Ordering Paper Copies of Department Technical Guidance*

The Department encourages the use of the Internet to view and download technical guidance documents. When this option is not available, persons can order a paper copy of any of the Department's draft or final technical guidance documents by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

*Changes to Technical Guidance Documents*

Following is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

*Extension of Public Comment Period*

**DEP ID: 400-0200-001. Title:** Policy for Pennsylvania Natural Diversity Inventory Coordination During Permit Review and Evaluation. **Description:** The Department published this guidance document for public comment at 42 Pa.B. 7060 (November 10, 2012). By this notice the comment period is being extended until December 31, 2012.

**Written Comments:** Comments submitted by facsimile will not be accepted. The Department will accept comments submitted by e-mail. Comments, including comments submitted by e-mail, must include the originator's name and address. Written comments should be submitted to Patricia Allan, Department of Environmental Protection, Policy Office, 400 Market Street, 16th floor, Harrisburg, PA 17105 or [RA-EPTG\\_Comments@pa.gov](mailto:RA-EPTG_Comments@pa.gov).

**Contact:** Patricia Allan at (717) 783-8727 or [RA-EPTG\\_Comments@pa.gov](mailto:RA-EPTG_Comments@pa.gov).

**Effective Date:** Upon publication as final in the *Pennsylvania Bulletin*.

MICHAEL L. KRANCER,  
*Secretary*

[Pa.B. Doc. No. 12-2391. Filed for public inspection December 7, 2012, 9:00 a.m.]

## DEPARTMENT OF LABOR AND INDUSTRY

**Current Prevailing Wage Act Debarments**

The following contractors have been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P. S. §§ 165-1—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act (43 P. S. § 165-11(e)), these contractors, or either one of them, or any firms, corporations or partnerships in which either one of these contractors has an interest, shall be awarded no contract for 3 years after the date listed.

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
Sam K., Inc., and Samuel Klein Individually EIN No. 3234568	2346 Tilbury Avenue Pittsburgh, PA 15217	11/8/2012

JULIA K. HEARTHWAY,  
*Secretary*

[Pa.B. Doc. No. 12-2392. Filed for public inspection December 7, 2012, 9:00 a.m.]

## DEPARTMENT OF PUBLIC WELFARE

### Medical Assistance Program Fee Schedule; Addition of Procedure Code for Vaccine Administration

In accordance with 55 Pa. Code § 1150.61(a) (relating to guidelines for fee schedule changes), the Department of Public Welfare (Department) announces the addition of the following procedure code to the Medical Assistance (MA) Program Fee Schedule for the administration of an intradermal influenza vaccine, effective for dates of service on and after December 15, 2012.

<i>Procedure Code</i>	<i>Description</i>	<i>MA Fee</i>
90654	Influenza virus vaccine, split virus, preservative free, for intradermal use	\$10

The United States Food and Drug Administration recently approved Fluzone Intradermal® vaccine. Procedure code 90654 is being added to the MA Program Fee Schedule as a result of the approval of an intradermal vaccine. The use of this procedure code, rather than the vaccine administration code that is already on the fee schedule, will allow for identification of the vaccine that is administered.

The Department will issue an MA Bulletin to providers enrolled in the MA Program specifying the procedures for billing of the administration of the vaccine.

#### *Fiscal Impact*

It is anticipated that adding a procedure code for the administration of a vaccine to the MA Program Fee Schedule will have no fiscal impact because there is an existing procedure code on the fee schedule that is being used for vaccine administration. The addition of this procedure code will not increase the number of administration fees that are paid.

#### *Public Comment*

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered for any subsequent revision to the MA Program Fee Schedule.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

GARY D. ALEXANDER,  
*Secretary*

**Fiscal Note:** 14-NOT-803. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 12-2393. Filed for public inspection December 7, 2012, 9:00 a.m.]

## DEPARTMENT OF STATE

### Act 166 of 2012 Required Notice

Under the authority of section 8 of the act of October 24, 2012 (Act 166), amending the Local Tax Collection

Law (72 P. S. §§ 5511.1—5511.42), the Secretary of the Commonwealth hereby provides public notice that an act of the General Assembly creating separate offices of elected tax collector and treasurer in townships of the first class has been enacted. Act 188 of 2012, amending The First Class Township Code (53 P. S. §§ 55101—58502), was signed into law on October 24, 2012.

CAROL AICHELE,  
*Secretary*

[Pa.B. Doc. No. 12-2394. Filed for public inspection December 7, 2012, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Bureau of Maintenance and Operations; Access Route Approval

Under 75 Pa.C.S. § 4908 (relating to operation of certain combinations on interstate and certain other highways), the Department of Transportation approved on October 19, 2012, the following access routes for use by the types of truck combinations as indicated:

1. (X) 96" wide twin trailers (28 1/2' maximum length of each trailer).
2. (X) 102" wide 53' long trailer.
3. (X) 102" wide 48' long trailer.
4. (X) 102" wide twin trailers (28 1/2' maximum length-each).
5. ( ) 102" wide maxi-cube.

<i>Route Identification</i>	<i>Route Description</i>	<i>Length Miles</i>
SR 3030	from SR 441/SR 999 to Lancaster Refuse Authority	3.3

Questions should be directed to Matthew Hedge at (717) 772-5462.

BARRY J. SCHOCH, P.E.,  
*Secretary*

[Pa.B. Doc. No. 12-2395. Filed for public inspection December 7, 2012, 9:00 a.m.]

### Bureau of Maintenance and Operations; Access Route Approval

Under 75 Pa.C.S. § 4908 (relating to operation of certain combinations on interstate and certain other highways), the Department of Transportation approved on October 25, 2012, the following access routes for use by the types of truck combinations as indicated:

1. (X) 96" wide twin trailers (28 1/2' maximum length of each trailer).
2. (X) 102" wide 53' long trailer.
3. (X) 102" wide 48' long trailer.
4. ( ) 102" wide twin trailers (28 1/2' maximum length-each).
5. (X) 102" wide maxi-cube.

<i>Route Identification</i>	<i>Route Description</i>	<i>Length Miles</i>
SR 0624	From SR 24 Red Lion, PA to 210 West Main Street Windsor, PA	1.5

*Note:* No turn restrictions have been lifted as a result of this access approval.

Questions should be directed to Matthew Hedge at (717) 772-5462.

BARRY J. SCHOCH, P.E.,  
*Secretary*

[Pa.B. Doc. No. 12-2396. Filed for public inspection December 7, 2012, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

**Stanley Hallman and Sylvia Hallman v. DEP and  
EQT Production Company, Permittee; EHB Doc.  
No. 2012-191-L**

Stanley Hallman and Sylvia Hallman have appealed the issuance by the Department of Environmental Protection of an approval of coverage under Erosion and Sediment Control General Permit ESCGP-1 issued to EQT Production Company for a facility in Duncan Township, Tioga County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the Pennsylvania AT&T Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,  
*Chairperson*

[Pa.B. Doc. No. 12-2397. Filed for public inspection December 7, 2012, 9:00 a.m.]

## ENVIRONMENTAL QUALITY BOARD

### Meeting Cancellation

The December 18, 2012, meeting of the Environmental Quality Board (Board) is cancelled. The next regularly scheduled meeting of the Board will occur on Tuesday, January 15, 2013, at 9 a.m. in Room 105, Rachel Carson

State Office Building, 400 Market Street, Harrisburg, PA 17105. An agenda and meeting materials for the January 15, 2013, meeting will be available on the Department of Environmental Protection's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (Select "Public Participation;" "Public Participation Center").

Questions concerning the Board's next scheduled meeting may be directed to Michele Tate at (717) 783-8727 or [mtate@pa.gov](mailto:mtate@pa.gov).

MICHAEL L. KRANCER,  
*Chairperson*

[Pa.B. Doc. No. 12-2398. Filed for public inspection December 7, 2012, 9:00 a.m.]

## HOUSING FINANCE AGENCY

**Homeowner's Emergency Mortgage Assistance  
Program (HEMAP); Interest Rate for HEMAP  
Loans Closed in 2013**

Under section 406-C of the Housing Finance Agency Law (35 P. S. § 1680.406c), the Housing Finance Agency (Agency) is to determine prior to the end of each calendar year, the rate of interest for Homeowner's Emergency Mortgage Assistance Program (HEMAP) loans closed in the next calendar year, which rate is not to exceed the rate of interest established by the Department of Banking and Securities under section 301 of the act of January 30, 1974 (P. L. 13, No. 6), referred to as the Loan Interest and Protection Law, and referred to commonly as the Usury Law.

The Agency has determined that the rate of interest for HEMAP loans closed during calendar year 2013 shall be 4.70%.

This notice shall take effect immediately.

BRIAN A. HUDSON, Sr.,  
*Executive Director*

[Pa.B. Doc. No. 12-2399. Filed for public inspection December 7, 2012, 9:00 a.m.]

**Invitation to Interested Entities to Receive Notice  
of Sale or Closing of Certain Manufactured  
Home Communities in Accordance with Act 156**

House Bill 1767 (P. L. 1267, No. 56) was signed into law on October 24, 2012, with an effective date of December 24, 2012. In response to its enactment, the Pennsylvania Housing Finance Agency (PHFA) has been charged with compiling a list of interested parties to notify upon the sale or closing of manufactured home communities.

Persons or organizations who wish to be notified of sales or closings of manufactured communities under Act 156 should provide PHFA with contact information as well as the region of interest. For more information about Act 156 and for a list of entities interested in notification as updated from time to time, see PHFA's web site at [www.phfa.org](http://www.phfa.org).

Information should be forwarded to Rebecca L. Peace, Chief Counsel, Pennsylvania Housing Finance Agency, 211 North Front Street, Harrisburg, PA 17101.

BRIAN A. HUDSON, Sr.,  
*Executive Director*

[Pa.B. Doc. No. 12-2400. Filed for public inspection December 7, 2012, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Allianz Life Insurance Company of North America; Rate Increase Filing for Several LTC Forms

Allianz Life Insurance Company of North America is requesting approval to increase the premium 25% on 2,007 policyholders with the following LTC policy form numbers: N-2350-P-PA, N-2350-P-1-PA, N-2720-P-PA, N-2720-P-PA(Q), N-2720-P-PA(NQ), N-2721-P-PA, N-2721-P-PA(Q), N-2721-P-PA(NQ), N-3000-P-PA(Q), N-3001-P-PA(Q), N-3001-P-PA(NQ), N-3000-P-PA(NQ).

Unless formal administrative action is taken prior to February 21, 2013, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg Office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@pa.gov](mailto:jlaverty@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-2401. Filed for public inspection December 7, 2012, 9:00 a.m.]

### GEICO General Insurance Company; GEICO Indemnity Insurance Company; Government Employees Insurance Company; Private Passenger Automobile; Rate Revisions

On November 16, 2012, the Insurance Department (Department) received from GEICO General Insurance Company, GEICO Indemnity Insurance Company and Government Employees Insurance Company a filing for rate level changes for Private Passenger Automobile insurance.

GEICO General Insurance Company requests an overall 2.5% increase, amounting to \$5,443,000, to be effective January 17, 2013, for new business and March 4, 2013, for renewal business. This overall figure represents an average, the effect of this filing on the rates for individual consumers may vary.

GEICO Indemnity Insurance Company requests an overall 0.4% increase, amounting to \$346,000, to be

effective January 17, 2013, for new business and March 4, 2013, for renewal business. This overall figure represents an average, the effect of this filing on the rates for individual consumers may vary.

Government Employees Insurance Company requests an overall 2.5% increase, amounting to \$1,597,000, to be effective January 17, 2013, for new business and March 4, 2013, for renewal business. This overall figure represents an average, the effect of this filing on the rates for individual consumers may vary.

Unless formal administrative action is taken prior to January 15, 2013, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on "PA Bulletin."

Interested parties are invited to submit written comments regarding the filing to Xiaofeng Lu, Insurance Department, Office of Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [xlu@pa.gov](mailto:xlu@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-2402. Filed for public inspection December 7, 2012, 9:00 a.m.]

### Liberty Insurance Corporation; LM Insurance Corporation; Homeowners; Rate Revision

On November 20, 2012, the Insurance Department (Department) received from Liberty Insurance Corporation and LM Insurance Corporation a filing for a rate level change for homeowners insurance.

The companies request an overall 5.8% increase amounting to \$1,865,249, to be effective on January 28, 2013, for new business and March 4, 2013, for renewal business. This overall figure represents an average, the effect of this filing on the rates for individual consumers may vary.

Unless formal administrative action is taken prior to December 20, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on "PA Bulletin."

Interested parties are invited to submit written comments, suggestions or objections to Bojan Zorkic, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [bzorkic@pa.gov](mailto:bzorkic@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-2403. Filed for public inspection December 7, 2012, 9:00 a.m.]



### **Liberty Mutual Fire Insurance Company; The First Liberty Insurance Corporation; Homeowners; Rate Revision**

On November 20, 2012, the Insurance Department (Department) received from Liberty Mutual Fire Insurance Company and The First Liberty Insurance Corporation a filing for a rate level change for homeowners insurance.

The companies request an overall 6.7% increase amounting to \$6,832,610, to be effective on March 4, 2013, for renewal business only. This overall figure represents an average, the effect of this filing on the rates for individual consumers may vary.

Unless formal administrative action is taken prior to December 20, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on "PA Bulletin."

Interested parties are invited to submit written comments, suggestions or objections to Bojan Zorkic, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [bzorkic@pa.gov](mailto:bzorkic@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-2404. Filed for public inspection December 7, 2012, 9:00 a.m.]

### **Nationwide Affinity Insurance Company of America; Private Passenger Automobile; Rate and Rule Revisions**

On November 19, 2012, the Insurance Department (Department) received from Nationwide Affinity Insurance Company of America a filing for rate level and rule changes for private passenger automobile insurance.

The company requests an overall 3.0% increase amounting to \$8.467 million, to be effective May 6, 2013, for renewal business only. This overall figure represents an average, the effect of this filing on the rates for individual consumers may vary.

Unless formal administrative action is taken prior to January 18, 2013, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on "PA Bulletin."

Interested parties are invited to submit written comments, suggestions or objections to Eric Zhou, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [gzhou@pa.gov](mailto:gzhou@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-2405. Filed for public inspection December 7, 2012, 9:00 a.m.]

### **Nationwide Mutual Insurance Company; Private Passenger Automobile; Rate and Rule Revisions**

On November 19, 2012, the Insurance Department (Department) received from Nationwide Mutual Insurance Company a filing for rate level and rule changes for private passenger automobile insurance.

The company requests an overall 1.5% increase amounting to \$5.697 million, to be effective May 6, 2013, for renewal business only. This overall figure represents an average, the effect of this filing on the rates for individual consumers may vary.

Unless formal administrative action is taken prior to January 18, 2013, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on "PA Bulletin."

Interested parties are invited to submit written comments, suggestions or objections to Eric Zhou, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [gzhou@pa.gov](mailto:gzhou@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-2406. Filed for public inspection December 7, 2012, 9:00 a.m.]

### **Pennsylvania Compensation Rating Bureau; Workers' Compensation Loss Cost Filing**

On November 27, 2012, the Insurance Department received from the Pennsylvania Compensation Rating Bureau (PCRB) a filing for a loss cost level change for Workers' Compensation insurance. This filing is made in accordance with section 705 of the act of July 2, 1993 (P. L. 190, No. 44). The PCRB requests an overall 4.01% decrease in collectible loss costs, effective April 1, 2013, on a new and renewal basis. Also, the PCRB has calculated the Employer Assessment Factor effective April 1, 2013, to be 2.62%, as compared to the currently approved provision of 2.25%. Updates to a variety of other rating values to reflect the most recent available experience are also being submitted for approval.

The entire April 1, 2013, loss cost filing is available for review on the PCRB's web site at [www.pcrb.com](http://www.pcrb.com) in the "Filings" section.

Interested parties are invited to submit written comments, suggestions or objections to Eric Zhou, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [gzhou@pa.gov](mailto:gzhou@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-2407. Filed for public inspection December 7, 2012, 9:00 a.m.]

# PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY

## Financial Statement

Under section 207 of the Pennsylvania Intergovernmental Cooperation Authority Act for Cities of the First Class (53 P. S. § 12720.207) the Pennsylvania Intergovernmental Cooperation Authority (Authority) is required to publish a “concise financial statement” annually in the *Pennsylvania Bulletin*. The Authority has issued its annual report for its fiscal year ended June 30, 2012, which includes an audit for this period performed in accordance with generally accepted auditing standards by an independent firm of certified public accountants. The complete annual report of the Authority may be obtained from the Authority’s web site, [www.picapa.org](http://www.picapa.org) or at 1500 Walnut Street, Suite 1600, Philadelphia, PA 19102, (215) 561-9160.

FRAN BURNS,  
*Executive Director*

PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY  
STATEMENT OF NET ASSETS  
JUNE 30, 2012

ASSETS

	<u>Governmental Activities</u>
Cash and cash equivalents:	
Held by trustee	\$ 50,398,607
Other	13,308,261
Investments	57,760,192
PICA taxes receivable	4,665,043
Fair value of derivative instruments	3,411,847
Accrued interest receivable	12,718
Bond issuance costs	2,377,011
Other assets	20,571
	<u>\$131,954,250</u>

LIABILITIES AND NET ASSETS (DEFICIT)

Liabilities:	
Accounts payable and accrued expenses	\$ 149,063
Due to City of Philadelphia	4,666,436
Deferred revenue	1,666,923
Current portion of bonds payable	43,655,000
Noncurrent portion of bonds payable	450,229,074
	<u>500,366,496</u>
Total liabilities	
Net assets (deficit):	
Restricted for debt service	80,513,047
Restricted for benefit of City of Philadelphia	18,880,229
Unrestricted:	
Board-designated for operating budget	600,000
Undesignated (deficit)	<u>(468,405,522)</u>
	<u>(368,412,246)</u>
Total net assets (deficit)	
	<u>\$131,954,250</u>

The accompanying notes are an integral part of this statement.

PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY  
STATEMENT OF ACTIVITIES  
YEAR ENDED JUNE 30, 2012

	<u>Governmental Activities</u>
Expenses:	
Grants to City of Philadelphia	\$308,286,436
General management and support— general operations	908,216
Interest on long-term debt	24,609,350
Investment expenses	39,680
Amortization of bond costs	<u>223,817</u>
Total expenses	<u>334,067,499</u>
Revenues:	
PICA taxes	357,725,589
Amortization of bond premium	3,912,711
Amortization of forward delivery revenue	151,538
Investment income	8,239,266
Settlement proceeds	7,480,793
Other	<u>1,683,321</u>
Total revenues	<u>379,193,218</u>
Change in net assets	45,125,719
Net assets (deficit)—beginning of year	<u>(413,537,965)</u>
Net assets (deficit)—end of year	<u><u>(\$368,412,246)</u></u>

The accompanying notes are an integral part of this statement.



PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY  
BALANCE SHEET - GOVERNMENTAL FUNDS  
JUNE 30, 2012

	General	PICA Tax Revenue	Debt Service Funds		Debt Service Reserve Fund	Rebate Fund	Expendable Trust Funds Capital Projects Fund			Total Governmental Funds
			2010	2009			1992	1993	1994	
<b>Assets:</b>										
Cash and cash equivalents	\$13,208,261	\$ -	\$2,098,063	\$3,418,113	\$24,012,583	\$1,991,312	\$377,434	\$872,128	\$17,638,074	\$ 63,706,868
Investments	8,172,168	-	-	-	49,588,024	-	-	-	-	57,760,192
PICA Taxes receivable	-	4,666,436	-	-	-	-	-	-	-	4,666,436
Accrued interest receivable	4,680	1,395	972	1,652	2,135	193	-	78	1,582	12,718
Other assets	20,572	-	-	-	-	-	-	-	-	20,572
	<u>\$21,505,681</u>	<u>\$4,666,436</u>	<u>\$2,099,035</u>	<u>\$3,419,765</u>	<u>\$73,602,742</u>	<u>\$1,991,505</u>	<u>\$377,467</u>	<u>\$872,206</u>	<u>\$17,630,556</u>	<u>\$126,163,393</u>
<b>Liabilities:</b>										
Accounts payable	\$ 123,910	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 123,910
Accrued payroll and taxes Due to the City of Philadelphia	25,153	-	-	-	-	-	-	-	-	25,153
	-	4,666,436	-	-	-	-	-	-	-	4,666,436
<b>Total liabilities</b>	<u>149,063</u>	<u>4,666,436</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>4,815,499</u>
<b>Fund balances:</b>										
Restricted:										
For debt service	-	-	2,099,035	\$3,419,765	73,002,742	1,991,505	-	872,206	17,630,556	80,513,047
For benefit of City of Philadelphia	-	-	-	-	-	-	377,467	-	-	18,880,229
Committed:										
For subsequent PICA administration	14,259,279	-	-	-	600,000	-	-	-	-	600,000
For future swap/option activity	7,097,339	-	-	-	-	-	-	-	-	14,259,279
Unassigned:										
	21,356,618	-	2,099,035	3,419,765	73,602,742	1,991,505	377,467	872,206	17,630,556	121,349,894
<b>Total fund balance</b>	<u>\$21,505,681</u>	<u>\$4,666,436</u>	<u>\$2,099,035</u>	<u>\$3,419,765</u>	<u>\$73,602,742</u>	<u>\$1,991,505</u>	<u>\$377,467</u>	<u>\$872,206</u>	<u>\$17,630,556</u>	<u>\$126,163,393</u>
<b>Amounts reported for governmental activities in the statement of net assets are different due to:</b>										
Long-term liabilities are not due and payable in the current period and therefore are not reported in the governmental funds statements										
Forward delivery contract revenue is accrued and amortized in the government wide statements										
Fair value derivative instruments not reported in the governmental funds statements										
Bond issuance costs are accrued and amortized in the government wide statements										
Premium on bonds is deferred in the government wide statements										
Net assets of governmental activities										
										(452,935,000)
										(1,666,923)
										3,411,847
										2,377,011
										(40,949,075)
										<u>\$368,412,246</u>

The accompanying notes are an integral part of this statement.

PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY  
STATEMENT OF REVENUE, EXPENDITURES AND CHANGES IN FUND BALANCES --  
GOVERNMENTAL FUNDS  
YEAR ENDED JUNE 30, 2012

	General	PICA Tax Revenue	Debt Service Funds 2010	2009	Debt Service Reserve Fund	Rebate Fund	Expendable Trust Funds Capital Projects Fund	1992	1993	1994	Total Governmental Funds
<b>Revenues:</b>											
PICA taxes	\$ -	\$357,725,589	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$357,725,589
Investment income - net	906,256	18,293	13,293	22,458	3,450,565	2,043	399	-	951	18,981	4,431,239
Settlement proceeds	7,480,793	-	-	-	-	-	-	-	-	-	7,480,793
Other	1,683,321	-	-	-	-	-	-	-	-	-	1,683,321
<b>Total revenues</b>	<u>10,070,370</u>	<u>357,743,882</u>	<u>13,293</u>	<u>22,458</u>	<u>3,450,565</u>	<u>2,043</u>	<u>399</u>	<u>-</u>	<u>951</u>	<u>18,981</u>	<u>371,322,942</u>
<b>Expenditures:</b>											
Grants to the City of Philadelphia	7,480,952	295,191,941	-	-	-	-	286,886	3,372,415	1,954,242	-	308,286,436
Debt service:											
Principal	-	-	15,730,000	26,045,000	-	-	-	-	-	-	41,775,000
Interest	-	-	9,628,250	14,981,100	-	-	-	-	-	-	24,609,350
Administration:											
Investment expenses	39,680	-	-	-	-	-	-	-	-	-	39,680
Operations	908,216	-	-	-	-	-	-	-	-	-	908,216
<b>Total expenditures</b>	<u>8,228,848</u>	<u>295,191,941</u>	<u>25,358,250</u>	<u>41,026,100</u>	<u>-</u>	<u>-</u>	<u>286,886</u>	<u>3,372,415</u>	<u>1,954,242</u>	<u>-</u>	<u>375,618,682</u>
<b>Excess of revenues over (under) expenditures</b>	<u>1,841,522</u>	<u>62,551,941</u>	<u>(23,344,957)</u>	<u>(41,003,642)</u>	<u>3,450,565</u>	<u>2,043</u>	<u>(286,487)</u>	<u>(3,371,464)</u>	<u>(1,935,261)</u>	<u>-</u>	<u>(4,295,740)</u>
<b>Other financing sources (uses) --</b>											
Net operating transfers in (out)	(1,183,730)	(62,551,941)	25,089,845	40,972,035	(2,326,309)	-	-	-	-	-	-
<b>Change in fund balance</b>	<u>457,792</u>	<u>-</u>	<u>(255,112)</u>	<u>(31,607)</u>	<u>1,124,256</u>	<u>2,043</u>	<u>(286,487)</u>	<u>(3,371,464)</u>	<u>(1,935,261)</u>	<u>-</u>	<u>(4,295,740)</u>
<b>Fund balances, June 30, 2011</b>	<u>20,898,826</u>	<u>-</u>	<u>2,354,147</u>	<u>3,451,372</u>	<u>72,478,386</u>	<u>1,989,162</u>	<u>663,954</u>	<u>4,243,670</u>	<u>19,565,817</u>	<u>-</u>	<u>125,615,634</u>
<b>Fund balances, June 30, 2012</b>	<u>\$21,356,618</u>	<u>\$ -</u>	<u>\$2,099,035</u>	<u>\$3,419,765</u>	<u>\$73,602,742</u>	<u>\$1,991,505</u>	<u>\$377,467</u>	<u>\$872,206</u>	<u>\$17,630,556</u>	<u>-</u>	<u>\$121,349,894</u>
<b>Reconciliation of change in fund balance in change in net assets:</b>											
Change in fund balance											(\$ 4,295,739)
Repayment of bond principal is an expenditure in the governmental funds, but the repayment reduces long-term liabilities in the government wide statements											41,775,000
Bond premium is amortized over the life of bonds in the government wide statements											3,912,711
Derivative valuation adjustment is recognized as an asset and revenue in the government wide statements											3,806,026
Deferred revenue from forward delivery contract amortized in the government wide statements											151,538
Bond issuance costs are amortized in the government wide statements											(223,817)
Change in net assets											<u>\$45,125,719</u>

The accompanying notes are an integral part of this statement.

# PENNSYLVANIA PUBLIC UTILITY COMMISSION

## Natural Gas Service

**A-2012-2335954. Valley Energy, Inc.** Application of Valley Energy, Inc., for approval to begin to offer, render, furnish or supply natural gas service to the public in additional territory in portions of Asylum Township, Bradford County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before December 18, 2012. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at [www.puc.state.pa.us](http://www.puc.state.pa.us), and at the applicant's business address.

*Applicant:* Valley Energy, Inc.

*Through and By Counsel:* Pamela C. Polacek, Esquire, Adeolu A. Bakare, Esquire, McNees Wallace & Nurick, LLC, 100 Pine Street, P. O. Box 1166, Harrisburg, PA 17108-1166

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-2409. Filed for public inspection December 7, 2012, 9:00 a.m.]

## Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by December 24, 2012. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

**Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.***

**A-2012-2317828. Russel L. Reynolds** (16230 SR 44, Allenwood, Lycoming County, PA 17810)—for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Lycoming County, and from points within 50 air statute miles of the boundaries of said county, to points in Pennsylvania, and return.

**A-2012-2319501. Rickey E. Fisher** (2021 Gap Road, Allenwood, Lycoming County, PA 17810)—for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Lycoming County, and from points within 50 air statute miles of the boundaries of said county, to points in Pennsylvania, and return.

**A-2012-2326044. Brigittes Digits, LLC** (425 Cumberland Road #207, Pittsburgh, Allegheny County, PA 15237)—persons in limousine service, between points in Allegheny, Butler, Beaver, Washington and Armstrong Counties.

**Application of the following for the approval of the *transfer of stock as described under the application.***

**A-2012-2325302. Mariah Limousine, Inc.** (2501 Hobson Street, Pittsburgh, PA 15226)—for the approval of the transfer of the issued and outstanding stock, from William G. Pearce (100 shares), to Frank Liebro.

**Application of the following for the approval of the *right and privilege to discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under the application.***

**A-2012-2328373. Dewayne Royer** (177 Mackeyville Road, Mackeyville, Clinton County, PA 17750) for the discontinuance of service and cancellation of his Certificate of Public Convenience as a common carrier, by motor vehicle, at A-00123182 authorizing the transportation of persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the Counties of Clinton and Centre, to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-2410. Filed for public inspection December 7, 2012, 9:00 a.m.]

## Telecommunications

**A-2012-2336165. The United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink and Broadvox—CLEC, LLC.** Joint petition of The United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink and Broadvox—CLEC, LLC for approval of an interconnection, collocation and resale agreement under section 252(e) of the Telecommunications Act of 1996.

The United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink and Broadvox—CLEC, LLC by its counsel, filed on November 28, 2012 at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection, collocation and resale agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of The United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink and Broadvox—CLEC, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-2411. Filed for public inspection December 7, 2012, 9:00 a.m.]

### Telecommunications

**A-2012-2335749. Verizon North, LLC and Voxbeam Telecommunications, Inc.** Joint petition of Verizon North, LLC and Voxbeam Telecommunications, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and Voxbeam Telecommunications, Inc., by its counsel, filed on November 21, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, LLC and Voxbeam Telecommunications, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-2412. Filed for public inspection December 7, 2012, 9:00 a.m.]

### Telecommunications

**A-2012-2335730. Verizon Pennsylvania, LLC, f/k/a Verizon Pennsylvania, Inc. and Voxbeam Telecommunications, Inc.** Joint petition of Verizon Pennsylvania, LLC, f/k/a Verizon Pennsylvania, Inc. and Voxbeam Telecommunications, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC, f/k/a Verizon Pennsylvania, Inc. and Voxbeam Telecommunications, Inc., by its counsel, filed on November 21, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the

Verizon Pennsylvania, LLC, f/k/a Verizon Pennsylvania, Inc. and Voxbeam Telecommunications, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-2413. Filed for public inspection December 7, 2012, 9:00 a.m.]

### Transfer of Assets

**A-2012-2336233. RNK Pennsylvania, Inc. and Signal Point Corporation.** Application of RNK Pennsylvania, Inc. and Signal Point Corporation, for approval of a transfer of assets of RNK Pennsylvania, Inc. to Signal Point Corporation.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before December 24, 2012. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at [www.puc.state.pa.us](http://www.puc.state.pa.us), and at the applicant's business address.

*Applicant:* RNK Pennsylvania, Inc.

*Through and By Counsel:* Michael Tenore, Acting General Counsel, 175 Great Road, Bedford, MA 01703

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-2414. Filed for public inspection December 7, 2012, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Bids

The Philadelphia Regional Port Authority will accept sealed bids for Project No. 12-077.1, Packer Avenue Building 7 Roof Replacement, until 2 p.m. on Thursday, January 3, 2012. Information (including mandatory prebid information) can be obtained from the web site [www.philaport.com](http://www.philaport.com) under Procurement or call (215) 426-2600.

JAMES T. McDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 12-2415. Filed for public inspection December 7, 2012, 9:00 a.m.]



# STATE EMPLOYEES' RETIREMENT BOARD

## Hearings Scheduled

The following hearings have been scheduled, as authorized by 71 Pa.C.S. Part XXV (relating to the State Employees' Retirement Code), in connection with the State Employees' Retirement System's denial of Claimants requests concerning the indicated accounts.

The hearings will be held before a hearing officer at the State Employees' Retirement System, 30 North Third Street, Fifth Floor, Harrisburg, PA 17101:

January 4, 2013	Ann H. Lokuta Pension Forfeiture	1 p.m.
January 10, 2013	Sean R. Weaver Credited Service	1 p.m.
January 17, 2013	Christopher M. Brock Pension Forfeiture	1 p.m.
January 31, 2013	Rosita Rivera Disability Retirement Benefits	1 p.m.

Parties in each respective case may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). Under 4 Pa. Code § 250.1 (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), unless specific exemption is granted.

DAVID E. DURBIN,  
*Secretary*

[Pa.B. Doc. No. 12-2416. Filed for public inspection December 7, 2012, 9:00 a.m.]



